



Profile

Nationally recommended Leading Mediator

Appointments

Deputy District Judge

Judge of the First Tier Tribunal (Property Chamber)

CEDR Accredited Mediator

Member of the Chartered Institute of Arbitrators

Education

LLB (Hons). University of Birmingham

Gray's Inn Junior Exhibitioner and Senior Award

Practice

Mediation: Stephen is a nationally recommended Leading Mediator, listed in both LEGAL 500 AND CHAMBERS & PARTNERS Directories

Landlord and Tenant: including lease renewals under the Landlord and Tenant Act 1954, dilapidations and repairing covenants claims, lease construction, rent review, user disputes, alterations, alienation, assignments, sureties, new lease negotiations, service charge claims, forfeiture

Property Litigation: including contractual disputes concerning sale/purchase of property, construction/enforcement of agreements, easements, boundaries, restrictive covenants, adverse possession

Mortgages: mortgage possession claims, overriding interests, undue influence, enforcement of guarantees and bankers' duties generally

Professional Negligence: especially, solicitors, surveyors, architects, engineers

General Commercial: including all contractually based claims

Experience

Landlord and Tenant and Property related disputes - a regular lecturer to solicitors and other professionals on these matters; General Commercial; Employer's and Occupier's Liability claims.

Reported cases include

Cohen & Others v Baram [1994] 1 EGLR CA, (arbitrator's costs)

Tye v House [1997] 41 EG 160 (property purchasers' lock-out agreements)

Bannister v SGB plc [1997] 4 All ER 129 (automatic strike out)

Giblett v P & N E Murray Limited Times Law Reports, May 25th 1999 (psychiatric injury)

Edwards v Peter Black Healthcare (Southern) Limited Times Law Reports, May 27th 1999 (evidence and onus of proof)

Biguzzi v Rank Leisure plc [1999] 1 WLR 1926 (Post-CPR Strike Out Applications)

Close Asset Finance Ltd v Care Graphics Machinery Limited Times Law Reports 21st March 2000 (Transfer of Title)

Surrey Asset Finance Ltd v National Westminster Bank plc Times Law Reports, November 30th 2000 (banking; conversion of cheques)

Battersea Freehold and Leasehold Property Co Ltd v Wandsworth London BC Times Law Reports 30th March 2001, 19 EG 148 (adverse possession)

Aran Caterers Ltd v Stepien Lake Gilbert & Paling [2002] 1 EG 76 (solicitors' negligence)

Seechurn v Ace Insurance SA-NV [2002] 2 Lloyd's Law Rep 390 (CA) (limitation / equitable estoppel)

Dugmore v Swansea NHS Trust & Morriston NHS Trust [2003] 1 All ER 333; [2003] IRLR 164 (statutory duty - absolute liability)

Wilson v Truelove [2003] 23 EG 136 (a case involving the construction of an option agreement in respect of a farm, the rule against perpetuities, and issues of rectification and estoppel)

Publications

"Applications for Business Tenancies" (Estates Gazette 16.6.90)

"Enforcement of Charging Orders" (SJ 12.1.96)

"The Time to Strike" (NLJ 21.1.97 - pre-emptive strike-out applications)

"How Fair is a Fair Rent?" (SJ 1.8.97)

"Abuse of Process: A Modern Approach" (Litigation October 1998)

"Law or Equity? A Question of Construction" (NLJ 20.4.01 - construction of contracts)

"Speech Therapy" (The Lawyer 22.11.04 - mediation of property disputes)

"What Does the Mediator Want From You?" - Civil Court News, April 2008 (part of The Civil Court Practice (the Green Book), LexisNexis Butterworths)

"A New Direction" (Mediation Developments) Estates Gazette 15th November 2008

Membership

Property Bar Association

Professional Negligence Bar Association

London Common Law & Commercial Bar Associations

Chancery Bar Association

Technology and Construction Court Bar Association

Interests

Cycling, Jazz, Amateur Magic, Gardening

Email

stephenshaw@lambchambers.co.uk

Arbitrators

Mediators