3PB Barrister Profile

David McIlroy

Call 1995

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Academic Qualifications

PhD (Wales)

MA degree in Law, Gonville & Caius College, Cambridge (Scholar)

Maîtrise en Droit (International and European Law), Université de Toulouse I, France

Diploma in French with Credit, Gonville & Caius College, Cambridge

David has a thorough understanding of business, both in terms of inter-company disputes and issues arising within companies. He advises regularly on commercial disputes, particularly in the fields of banking, financial services, and insolvency. He lectures in banking law as Visiting Senior Lecturer at SOAS. In 2011, David compiled a report on Albania?s banking legislation in preparation for its application to the European Union.

David is also an experienced advocate in employment law, including discrimination, TUPE and pensions rights. David is approachable, client friendly and commercially astute; he understands the financial issues involved in employment disputes and structures his recommendations accordingly.

Indicative cases include:

- Drew v Walsall NHS Trust (2013), EAT Religious Discrimination.
- Thomson v Barnet PCT (2012), EAT Constructive Dimissal.
- *Prosser v Prosser* (2011), High Court Contempt of Court in a Civil Claim.
- *McHugh v Rice & Dore* (2011) UKEATPA/1165/10/DA, EAT Unfair Dismissal.
- *Centrewest Buses Ltd v Aron* UKEAT/0268/05. EAT Race Discrimination.
- *Simms v Sainsburys Ltd* UKEAT/0548/04. EAT Disability Discrimination.
- *Milner v University of Greenwich* EAT/882/02. EAT Sex Discrimination.

Appointments

- Visiting Senior Lecturer in Banking Law, SOAS, University of London
- Member of the Editorial Board of *Law & Justice* legal journal.

Publications

David's numerous publications include:

- ?Theology and Legal Theory? in Murphy and Brittain (eds.) *Theology, University, Humanities* (Wipf and Stock, 2011) 127-49
- Financial Products: Selling Pigs in Pokes?? (2011) *Butterworth?s Journal of International Banking and Financial Law* 132-33
- The Regulatory Issues raised by Credit Default Swaps? (2010) 11 *Journal of Banking Regulation* 303-18
- Creating fail-safe banks? (2010) 4 *Law and Financial Markets Review* 159 -165
- ?The Enforcement of Covenants in Restraint of Trade in Severance and Compromise Agreements? (2009) *Employment Law Association Briefing*
- ?The Future of Banking Regulation? in J. Straus (ed.) *The Role of Law and Ethics in the Globalized Economy* (Springer, 2009)
- *A Trinitarian Theology of Law* (Paternoster, 2009)
- ?Can anything be done about bad advice?? (2008) *Butterworths Journal of International Banking and Financial Law*
- ?TUPE and the transfer of insolvent companies? (2007) *Employment Law Association Briefing*
- *A Biblical View of Law and Justice* (Paternoster, 2004)

Professional Bodies

- Employment Law Bar Association (ELBA)
- Financial Services Lawyers Association
- Franco-British Lawyers Society