

# Lydia Majdalany

(Counsel)

South Eastern Circuit



Lydia was called to the Bar in 2014 and is regularly instructed in a wide range of matters including contractual and commercial disputes, landlord and tenant, property and insolvency.

## Property and Housing

Lydia appears regularly on behalf of landlords and tenants, in the private and social sector, in possession claims relating to rent arrears, mortgage arrears, dilapidation, anti-social behaviour, succession and loss of security of tenure. She is also experienced with:

- ▮ Disrepair and claims relating to housing conditions including prosecutions under the Environmental Health Act 1990.
- ▮ Injunctions, Party Wall matters, deposit claims pursuant to the Housing Act 2004 as amended by the Deregulation Act 2015.
- ▮ Equality Act 2010 defences including public law and human rights "proportionality" defences to possession claims.
- ▮ Claims for forfeiture and applications for relief and leasehold disputes involving claims for unpaid service charges and disrepair.
- ▮ Advised and represented client in boundary dispute between two neighbouring properties
- ▮ Successfully obtained injunctive relief in unlawful eviction proceedings
- ▮ Charging Orders
- ▮ Nuisance

## Commercial and Insolvency

Lydia has experience in commercial and insolvency matters, including:

- ▮ Winding-up petitions in the Companies Court, acting for both petitioning creditors and companies.
- ▮ Lydia appeared before the Chancery division in the High Court in an urgent application; argued that a clause in an agreement pertaining to the purchase of property from a Trustee in Bankruptcy, may constitute a penalty and be unenforceable.
- ▮ Validation orders pursuant to s.127 Insolvency Act 1986.
- ▮ Agency law with a focus on the Recruitment Industry and Estate Agents.
- ▮ Unfair terms in consumer contracts
- ▮ Advising on and appearing in contested winding-up and bankruptcy petitions.

## General Civil Litigation

Lydia is instructed in general civil litigation, with frequent attendance in Small claims and Fast Track trials. She is familiar with:

- ▮ Consumer credit disputes including debt and asset recovery, assignment of debt and unfair relationships.
- ▮ General enforcement proceedings, small claims and fast track trials involving contractual disputes.

- ▮ Interim applications including summary judgment, applications to strike out and relief from sanctions.
- ▮ Personal injury claims involving liability and quantum

Lydia's practice encompasses a wide range of matters – including but not limited to:

- ▮ Fast Track and Small Claims Trials,
- ▮ Interim Applications - Strike Outs & Relief From Sanctions,
- ▮ Bankruptcy/ Winding Up Petitions,
- ▮ Disposal Hearings & Personal Injury matters,
- ▮ Applications under the Insolvency Act,
- ▮ Landlord & Tenant disputes,
- ▮ Applications For Order Of Sales & Committals

### **Assessed, inducted and first instruction received from LPC Law**

March 2017

### **Qualifications**

Called to Bar (2014)

BPTC (2013)

LLB Law Degree (2012)

### **Membership**

Gray's Inn (2014)

### **Areas of Expertise**

Small Claims

Property

Insolvency

Personal Injury

Criminal

Landlord & Tenant