# **Assunta Del Priore**

YEAR OF CALL 1998

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**AREAS OF EXPERTISE** 

Employment and Workplace Mediation, Mediation, Employment



## **Employment CV**

#### **Profile**

Assunta Del Priore is experienced in advising and representing in matters of discrimination, whistleblowing, unfair dismissal, redundancies, working time and the national minimum wage, amongst others. She has been instructed on behalf of businesses, local authorities, qualifications bodies, trade unions and individual claimants in a wide range of employment disputes.

Assunta is particularly skilled at client care, and in supporting both employer and employee clients who are facing the tribunal process. She is regularly praised for her empathic manner and sensible approach, and for her expertise in representing vulnerable clients. She is recognised for her persuasive advocacy and for the high quality of her work. She is knowledgeable about disability discrimination and takes a keen interest in issues of mental health in the employment law context. She is ranked tier 1 in the Legal 500.

Assunta joined Chambers in late 2010. Previously, she practised as a barrister from Chambers in London and Manchester. Immediately before joining Chambers, she was a Senior Law Lecturer at Manchester Metropolitan University.

#### **RECENT CASES OF INTEREST**

- Tomos v The Institute and Faculty of Actuaries, Liverpool Employment Tribunal Assunta acted for the successful respondent in this matter. The claimant relied on the protected characteristics of sex and of British nationality/British origin. His complaints centred on the respondent s arrangements for recognition of actuarial qualifications from overseas. His claims of direct and indirect discrimination and victimisation were dismissed.
- Mrs J Frudd & Another v The Partington Group Ltd, Manchester Employment Tribunal. On appeal in this matter (*Royal Mencap Society v Tomlinson-Blake*), Simler P had set out the principles to be applied in determining whether time spent on call was to be regarded as 'time work', applying Regulation 30 NMWR. On remittal, the Tribunal found that part of the Claimants time spent on call was time work but that part of it was not.
- Mason-Day v The Chief Constable of Wiltshire Police. The Claimant, who was disabled by reason of a mood disorder and osteoarthritis of the knees, was found to have been harassed by the writer of an e-mail, notwithstanding that the

contents of that e-mail were not intended for C s eyes.

- Paula Riley v CleanEvent Ltd. The Claimant was found not to be disabled by reason of an alleged mood disorder. The Tribunal did not accept her evidence of her symptoms.
- Langdon v The Chief Constable of Avon & Somerset. The Claimant, who was disabled by reason of dyslexia, was found to have suffered disability discrimination in a promotion exercise, specifically the interview stage of the exercise.
- CD v Chief Constable of H. The Claimant, who was dyslexic, succeeded in his claims of failures to make reasonable adjustments to the conditions in which he took a professional exam. Remedy included compensation for loss of a chance of promotion.
- CT v M. The Tribunal rejected the Claimant s claims that she had been treated less favourably because she was a part-time worker.
- Ronald Lungu v Chief Constable of Wiltshire Police. The Claimant was successful in his claims of harassment and direct discrimination, including a failure to promote him because of his race.
- BH v SSSC Ltd. The Claimant, who suffered from anxiety and depression, was successful in his claims of disability discrimination, victimisation and unfair dismissal. The Tribunal rejected the Respondent s submissions that a *Polkey* deduction was appropriate.
- O'C & Others v 1. Borough Council of C and Another. A case which concerned entitlement to rest breaks and daily/weekly rest periods under the Working Time Regulations 1998. It was of potential national significance in that it concerned whether or not the rest break pattern of residential care workers in supported living accommodation for vulnerable adults was compliant with the Working Time Regulations 1998.

### **NOTABLE CASES**

- Royal Mencap Society v Tomlinson-Blake [2017] I.C.R. 1186. The meaning of 'time work' in Regulation 30 of the National Minimum Wage Regulations 2015.
- Chief Constable of the Greater Manchester Police v Bailey UKEAT/0166/15. Race discrimination and victimisation.
- Jackson Lloyd Ltd and Mears Group plc v Smith and Others UKEAT/0127/13. TUPE transfer from subsidiary to parent in the context of a share sale. 'Authority' of employee representatives in Regulation 13(1) (b)(i) of TUPE.
- Ashby v JJB Sports plc UKEAT/0114/12. Scope of duty to consult in redundancy cases.
- National Grid Electricity Transmission plc v Wood, UKEAT/0432/07. Implied contracts of employment agency workers.

### **Ouotes**

**Employment: Ranked Legal 500 2024 Edition** 

- Legal 500 2024

**Employment:** "Assunta is excellent in her appropriation of briefs involving complex facts and has a great ability to pull key points fact in to optimal point of legal strategy. Attention to detail is a very great strength."

- Legal 500 2022

### Employment Leading Junior Band 1 "Diligent, focused and great with clients."

- Legal 500 2021

### **Employment** Leading Junior Band 1 "A force of nature."

- Legal 500 2020

### Employment ranked Tier 1 A strong, calm, smart, formidable advocate.

- Legal 500 2019

'A specialist in employment law.'

- Legal 500, 2017

'She has a very empathetic client manner.'

- Legal 500, 2016

'A very safe pair of hands, and very proactive in her case preparation.'

- Legal 500, 2015

### 'Recommended'

- Legal 500, 2008