

Emma Flower

SENIOR ASSOCIATE | LONDON



EMMA.FLOWER@WITHERSWORLDWIDE.COM



+44 20 7597 6627

CLIENT SERVICES CONTACT WENDY REGAN



WENDY.REGAN@WITHERSWORLDWIDE.COM



+44 20 7597 6428



Emma is a senior associate in the charities and philanthropy team.

Her practice involves advising charities on their governance and operational issues. She is also a core member of the cross-departmental Withers education practice.

Recent work includes advising charities and other not-for-profit organisations on registration, mergers and collaborations, projects and contracts, constitutional issues and fundraising law. She specialises in advising education providers including independent schools, academies, Higher Education and Further Education establishments. She also acts for philanthropists, investors and sponsors of education-related ventures.

Emma is described as 'very impressive' and 'attentive, proactive and all round a great associate' by Chambers & Partners, and is a 'Rising Star' and 'Recommended Individual' in Legal 500, where she is described as 'helpful, clear, knowledgeable and efficient'. She was listed in the top 25 advisors under 35 by Charity Finance Magazine.

Track record

Education provider

Advising an education provider on the sale of three independent schools and the acquisition of two independent schools, including preparing all transaction documentation and carrying out due diligence.

Governance review

Governance review of a large national charity with an income of over £600 million.

Not-for-profit incorporation

Carrying out the incorporation of a not-for-profit unincorporated association, including the transfer of staff, assets, property and a large membership.

Ofsted

Securing an Ofsted re-inspection for a school that contested the results of its initial inspection.

Charity restructuring

Advising on the restructuring of two charities with funds of over £250 million.

Academy trust merger

Advising on the merger of three academy trusts into a single multi-academy trust.

External publications

'We're all in this together - a holistic approach to safeguarding in UK schools: Keeping Children Safe in Education 2022'; Withers Insight, 30 September 2022, co-author

'A spotlight on money-laundering for independent schools and higher education institutions in the UK'; Withers Insight, 3 May 2022, co-author

'Stop Press: War in Ukraine and the impact on British educational institutions'; Withers Insight, 25 February 2022, author

'Teacher Assessed Grades: A Q&A Session'; Teaching Times, 9 April 2021, author

'Short Thoughts: teacher assessed UK exam grades'; Withers Insight, 22 March 2021, author

Contributor to the Charities chapter of Chambers & Partners publication *'Legal Brexit'*, August 2016

'The Independent Education Provision in England (Prohibition on Participation in Management) Regulations 2014'; Withers Insight, 1 September 2014, author

'But who will pay for the office furniture? The blessing and burden of restricted funds' Art and Cultural Assets News, 8 August 2011, author

'Penalties and prison - data protection just got serious' Art and Cultural Assets News, 9 April 2010

'Art and cultural assets law: charity accounts - new disclosure requirements for heritage assets', Withers insight, 16 September 2010, author

'The impact on the third sector if Britain voted to leave the EU', Third Sector Magazine - 2016

'The Law and Practice of International Charitable Giving', English and Welsh law chapter, Oxford University Press - 2012, co-author

'From Innovations to Cash Flow', contract law chapter, Wiley Finance, 2009, contributor

Admissions

England and Wales, 2009

Education

Oxon, History M.A. Hons

College of Law, LLB Law

Languages

English

Memberships

Affiliate of the Society of Trusts and Estates Practitioners

Education Law Association

Charity Law Association

The Law Society

Key dates

Year joined: 2007

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