

ESSEX COURT CHAMBERS

BARRISTERS



Spring/Summer
Talks 2023

SPRING/SUMMER TALKS 2023

Banking

Conflict and confidentiality: disclosure following Bank Mellat.

Philippa Hopkins KC



Helen Morton



Chancery

Trusts, Tracing and the Bona Fide Purchaser.

Richard Hoyle



SPRING/SUMMER TALKS 2023

Civil Fraud

What to consider when seeking to obtain or discharge a freezing order.

Tom Ford



James Sheehan



The interface between criminal and civil fraud in the international dimension.

Alison Macdonald KC



Fraud in shareholders disputes: the techniques used to defraud joint ventures.

Iain Quirk



Disclosure in commercial litigation: strategy, practice points and pitfalls.

Tom Ford



James Sheehan



SPRING/SUMMER TALKS 2023

Civil Fraud

Privilege challenges in fraud cases (waiver and fraud exception etc).

Tom Ford



James Sheehan



How to freeze Bitcoins.

Tim Akkouch



Freddie Popplewell



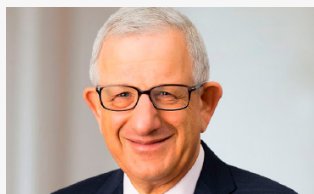
The role of fraud in investment treaty arbitration.

Lucas Bastin



Ablyazov, contempt, damages and privilege.

Jeffrey Gruder KC



SPRING/SUMMER TALKS 2023

Employment

PTRs, severance and the Tillman case.

Daniel Oudkerk KC



Implied duties in employment contracts.

Owen Lloyd



Naomi Hart



Data protection and vicarious liability in light of the Morrisons decision.

Charles Ciumei KC



Owen Lloyd



Naomi Hart



Benyatov v Credit Suisse and the duty of care to protect employees from the risk of economic loss.

Andrew Hochhauser KC



Jane Russell



SPRING/SUMMER TALKS 2023

Investment Arbitration

Structuring foreign investments to maximise investment treaty protection.

Lucas Bastin



The “five rules” for choosing arbitrators in investment arbitration.

Lucas Bastin



The emerging jurisdictional tripwires in investment arbitration.

Lucas Bastin



Investor State: Treaty abuse.

Roderick Cordara KC



Parallel Claims in Investment Arbitration

Lucas Bastin



Benedict Tompkins



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Investment Arbitration

Investor State: Annulment & Revision.

Roderick Cordara KC



Investor State & Tax.

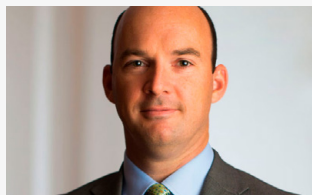
Roderick Cordara KC



Insurance

An Introduction to Business Interruption Insurance Claims.

Neil Hart



“The FCA Test Case: An overview and discussion of the Supreme Court Judgment”

Jeremy Brier



SPRING/SUMMER TALKS 2023

General Commercial/ Arbitration

Commencement of Arbitrations: Problems and Pitfalls.

Jeremy Brier



Recent anti-suit injunction cases.

Owen Lloyd



Guarantees. A recap of principles and update from recent caselaw.

John Robb



SPRING/SUMMER TALKS 2023

General Commercial/ Arbitration

Arbitration Challenges. When, if ever, can you challenge an arbitration award on the facts?

John Robb



Contract – Recent developments in contract termination.

Roderick Cordara KC



Use of disclosed documents outside of the original proceedings: how to stay on the right side of CPR 31.22.

John Robb



A and B v C, D and E [2020] EWCA Civ 409 – how far has the Court of Appeal opened the door to compelling evidence and obtaining interim orders against non-parties?

Angeline Welsh



Felix Wardle

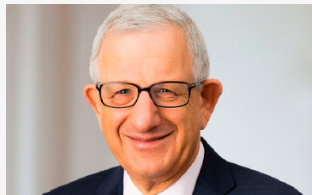


SPRING/SUMMER TALKS 2023

General Commercial/ Arbitration

Service out of the jurisdiction of claims under section 423 Insolvency Act 1986 (Orexim v Zen CA decision July 2018).

Jeffrey Gruder KC



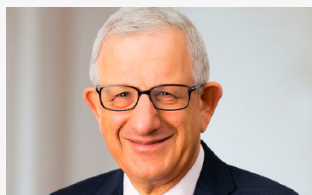
Enforcement of judgments in England.

Peter Webster



The tort of deceit in the context of the marital relationship.

Jeffrey Gruder KC



Disclosure of documents before issuing substantive proceedings: what are the options?

John Robb



SPRING/SUMMER TALKS 2023

General Commercial/ Arbitration

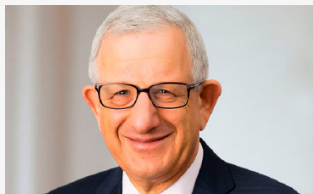
Getting the Documents: Cross Border Evidence from Third Parties in Commercial Litigation and Arbitration.

Richard Hoyle



The relevance of subcontracts in respect of claims for damages for non or defective delivery of goods (euro-Asian v Credit Suisse CA July 2018).

Jeffrey Gruder KC



Recent developments in the law of privilege.

Peter Webster



Climate Change Litigation: What's happening right now, and what might we see in future?

John Robb



SPRING/SUMMER TALKS 2023

General Commercial/ Arbitration

Enforcing against sovereigns – the new developments.

Lucas Bastin



Brexit and the Impact on Commercial Proceedings.

David Joseph



Freddie Popplewell



Disclosure in commercial litigation: strategy, practice points and pitfalls.

Tom Ford



James Sheehan



Enka v Chubb: law of the arbitration agreement now settled?

Iain Quirk



SPRING/SUMMER TALKS 2023

General Commercial/ Arbitration

Back to the future: trial witness statements in the business and property courts after 6 april 2021

Richard Hoyle



Freezing Injunctions: an update

Naomi Hart



Remote Trials after COVID

Richard Hoyle



Orders binding the world – guillotining competing proprietary

Richard Hoyle



SPRING/SUMMER TALKS 2023

**General
Commercial/
Arbitration**

Avoiding pitfalls and positioning for success: fighting big trials in the commercial court

Tom Ford



SPRING/SUMMER TALKS 2023

Tax/VAT

Brexit – Fiscal implications.

Roderick Cordara KC



Commercial arbitration & tax issues: the limits of jurisdiction.

Roderick Cordara KC



Human rights

International Human rights

Naomi Hart



- Jurisdiction under the ECHR
- Inter-State disputes
- Climate change, the environment and human rights
- Bill of Rights and effects on ECtHR caseload

SPRING/SUMMER TALKS 2023

Arbitration Applications

Arbitration Applications to the Commercial Court. With a section on security for costs of the award.

Benedict Tomkins



Owen Lloyd



The talk will look at the significant decisions from the Com Court this year, and will draw up what Owen Lloyd observed/learnt as a Com Court JA dealing with dozens of such applications each term – on paper and at hearings.

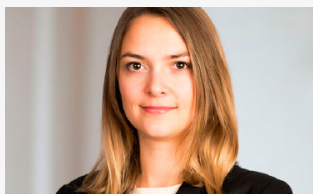
Owen Lloyd



International Arbitration

Conducting an emergency arbitration.

Jackie McArthur



**Attributing the conduct of private companies
to a State respondent.**

Jackie McArthur



SPRING/SUMMER TALKS 2023

Some members of chambers have written briefing notes addressing particular legal issues that are arising or are likely to arise as a result of COVID-19. Papers can be adapted to talking format if required. **See the latest here.**

COVID-19 related work

Remote Second Chances: Appeals on Fact in the Coronavirus Era.

Richard Millett KC



Ciaran Keller



Naomi Hart



Remote hearings, adjournments and the challenges of COVID-19.

Jeremy Brier



Wei Jian Chan



Navigating maritime arbitrations in a sea of change: practical solutions to COVID-19 challenges.

Sir Bernard Eder



Philippa Hopkins KC



Jessica Wells



David Walsh

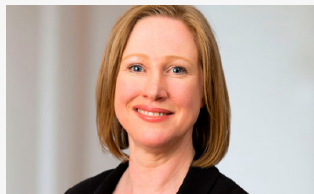


SPRING/SUMMER TALKS 2023

COVID-19 related work

Post-Lockdown Labour Law Litigation Issues.

Jane Russell



Mubarak Waseem



Applications to adjourn on account of COVID-19.

Jeremy Brier



My dog ate my homework! Relying on COVID-19 for an extension of time.

Iain Quirk



Business Interruption Insurance, COVID-19 and the 25 Mile Radius.

Jeffrey Gruder KC

