

Ted Loveday

Call 2016

tloveday@maitlandchambers.com



Ted's practice spans all areas of Chambers' work. He is regularly instructed (individually and with leading counsel) to assist with commercial disputes, companies, insolvency and charities litigation. Ted joined Chambers in October 2017 after completing his pupillage under Tim Calland, Jonathan Allcock, Matthew Smith and Watson Pringle.

Commercial litigation and contractual disputes

- Regularly appears, advises and prepares pleadings in all manner of contractual and commercial disputes in the High Court (Business and Property Courts, including the Chancery Division and the Commercial Court) and the County Court, in addition to advising clients for mediation and negotiation.
- Recently acted (with Thomas Grant QC) on behalf of a peer-to-peer lender in a civil fraud claim worth £3 million, including successfully obtaining a worldwide freezing injunction and an order to cross-examine the Defendant on his assets.
- Instructed as part of the junior counsel team in *United Co Rusal Plc v Crispian Investments Ltd* [2018] EWHC 1415 (Comm) (a major shareholders' dispute in the Commercial Court between companies controlled by Oleg Deripaska, Vladimir Potanin and Roman Abramovich), including preparation of written submissions at trial.
- Acted in an application for service out of jurisdiction in a claim for enforcement of a US judgment.
- Assisted with disclosure, preparation of witness statements and a mediation statement for a substantial claim for breach of warranties under a share purchase agreement.
- During pupillage, assisted with a wide range of commercial disputes including a case relating to the construction of a joint venture agreement; a substantial bribery claim; a £500 million claim for deceit and breach of warranty relating to the sale of a business; and a US\$2 million claim relating to the breach of warranties in an English share purchase agreement.

Company and insolvency litigation

- Regularly acts for both debtors and creditors on winding-up petitions, applications for validation orders, bankruptcy petitions and other proceedings under the Insolvency Act 1986.
- Experienced in a range of proceedings under the Companies Act 2006 (including unfair prejudice petitions, derivative claims, misfeasance claims and applications for late registration of company charges) and the Company Directors Disqualification Act 1986.
- Represents and advises clients in partnership and LLP disputes, including two recent disputes between former business partners over their shares in joint investment properties.
- Appeared in the Court of Appeal with Thomas Grant QC in *Re Addbins Limited* [2018] EWCA Civ 1793, now a leading case on the incidence of costs in unfair prejudice proceedings.
- Assisted with advice on the liability of members of a solicitors' firm for loss of client money, with reference to partnerships, LLP law and the SRA Accounts Rules.

Charities law

- Worked in the Charity Commission's Legal Policy team as part of a secondment during 2018, advising the Commission on a range of topics relating to charities regulation and the Commission's statutory powers and duties.
- Acted in various contested applications for liability orders for non-payment of business rates in the Magistrates' Court turning on the Respondent's charitable status.
- Advised trustees on the formation of a charitable incorporated organisation (CIO) and their application to be registered by the Charity Commission.
- Helped to draft a letter before action and helped to prepare for mediation in a claim against governors of a school for breach of fiduciary duty.
- Supervised by Matthew Smith during pupillage and gained exposure to a wide range of disputes relating to charities.

Property and housing

- Regularly acts in residential and commercial possession proceedings in the County Court.
- Acts in other property-related disputes such as trespass, boundary disputes, the enforcement of easements, breaches of covenants and service charges.
- Advises in disputes relating to joint ventures and the informal creation of equitable interests, both in a business and a residential context.
- Recently advised the directors of a dissolved company on issues relating to rectification, disclaimer, *bona vacantia* and escheat in the context of a complex property dispute.

Public law

- During secondment to the Charity Commission in summer 2018, prepared advice on various issues relating to public and administrative law.
- Spent several weeks extensively helping Catherine Newman QC and Matthew Smith in a large commercial judicial review in the Administrative Court, including assisting with skeleton arguments and other documents for a directions hearing and rolled-up trial.

Pro bono

- Ted passionately believes in improving access to justice. He regularly acts on a voluntary basis through the Bar Pro Bono Unit, legal advice centres and the Chancery Bar Litigants in Person Scheme (CLIPS).

Before coming to the Bar, Ted read Law and History at Gonville and Caius College, Cambridge, where he served as a senior officer of the Cambridge Union Society and was part of the winning team in the 2015 series of BBC2's *University Challenge*. During his year studying the BPTC, he taught debating skills to prisoners in HMP Brixton and HMP Wormwood Scrubs as part of Gray's Inn's *Vocalise* programme. He also acted as a representative in the Social Security and Child Support Tribunal through the Free Representation Unit.

Qualifications

BPTC, University of Law: Outstanding (2016)

BA, Law and History, Gonville and Caius College, Cambridge: Double First (2015)

Awards

maitland

CHAMBERS

Poland Prize and Exhibition (Inner Temple, 2015)
President's Award (University of Law, 2015)
Conference Prize (University of Law, 2015)
W.M. Tapp Scholarship (Gonville and Caius College, 2015)
Falcon Chambers Prize for Land Law (University of Cambridge, 2014)
Senior Scholarship (Gonville and Caius College, 2014)

Memberships

Chancery Bar Association
COMBAR