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SIR ANDREW TWIGGER

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OVERVIEW

Andrew has extensive experience of high-value commercial litigation. He regularly represents clients in the Chancery Division, the Commercial Court, the Court of Appeal and the Supreme Court. He represented the successful parties in the Supreme Court in Wood v Capita [2017] A.C. 1137, Barton v Morris [2023] A.C. 684 and most recently Frenkel v LA Micro [2025] 2 W.L.R. 1.

Andrew also acts in commercial arbitrations and mediations and has been involved in offshore litigation including in the Bahamas, the Cayman Islands, the BVI, Bermuda and Hong Kong.

Andrew sits as a Deputy High Court Judge in the Business and Property Courts.

EXPERTISE

COMMERCIAL LITIGATION & ARBITRATION

Andrew's practice encompasses disputes of all kinds involving domestic and international businesses and property, including claims for breach of contract, warranty and misrepresentation claims, claims for rectification of contracts and other documents, claims in respect of licence agreements, share purchase agreements, joint venture agreements, franchise agreements, agency agreements and success fees, claims concerning title to real and personal property (including works of art), unjust enrichment and quantum meruit claims and claims for breach of confidence and breach of fiduciary duty.

Notable cases include:

- ***LA Micro Group Inc*** v ***LA Micro Group (UK) Ltd*** [2025] 2 W.L.R. 1 (leading Supreme Court case confirming that an oral contract to dispose of an equitable interest in shares is valid, without the need for writing)
- ***Barton v Morris*** [2023] 2 WLR 269 (leading Supreme Court case on relationship between implied terms and unjust enrichment)
- ***Wood v Capita Insurance Services Ltd*** [2017] A.C. 1173 (leading Supreme Court case on interpretation of commercial contracts)
- ***Secretary of State for Health and Social Care v Primer Design Ltd*** [2024] EWHC 1071 (TCC) (£135 million claim relating to the supply of Rapid-PCR test kits during the Covid-19 pandemic, which were alleged to have breached a warranty as to quality)
- ***Bugsby Property LLC v Legal & General Assurance Society Limited*** [2022] EWHC 2001 (Comm) (judgment following a four-week Commercial Court trial about acquisition of the Olympia exhibition centre; the issues concerned causation and loss of a chance)
- ***CFH Clearing Ltd v Merrill Lynch International*** [2020] EWCA Civ 106 (Court of Appeal decision concerning foreign exchange transactions when the Swiss Franc was "de-pegged" from the Euro, resulting in price volatility)
- ***Benedetti v Sawiris*** [2014] AC 938 (leading Supreme Court case on the application of unjust enrichment principles to a quantum meruit claim and the proper valuation of the award)
- Andrew has represented clients in numerous international arbitrations, covering a wide variety of commercial fields. By way of example, recent arbitrations have included warranty claims following a share purchase and a royalty dispute in the pharmaceutical industry and a claim for breach of a distribution agreement in the healthcare industry.

CIVIL FRAUD

Andrew has wide experience of claims in respect of fraud and dishonesty and related asset recovery and international enforcement, including obtaining or resisting freezing orders, proprietary claims involving the tracing and following of assets, claims involving bribes and secret profits, claims for dishonest assistance, knowing receipt and constructive trusts, claims for fraudulent misrepresentation and deceit, claims to set aside judgments for fraud, shams and piercing the corporate veil.

Notable cases include:

- ***Kazakhstan Kagazi v Arip*** [2017] EWHC 3374 (Comm) (judgment following a 13-week Commercial Court trial concerning allegations of a $160 million fraud)
- ***Ong v Ping*** [2015] EWHC 1742 (Ch); [2017] EWCA Civ 2069 (first instance and Court of Appeal decisions setting aside a number of earlier judgments of the High Court, which were held to have been obtained by fraud)
- ***Independent Trustee Services Limited v Morris*** [2013] Ch. 91 (Court of Appeal decision concerning whether money stolen by a husband from a pension fund could be traced into a sum paid to his wife in satisfaction of an order for ancillary relief following their divorce)

BANKING & FINANCIAL SERVICES

Andrew has experience of claims by and against banks and other lenders in respect of acquisition finance, leveraged buyouts and real-estate finance, claims concerning the capital markets, securitisations and bond issues, claims concerning foreign exchange transactions, derivatives and swaps (including interpretation of the ISDA Master Agreement), claims relating to the enforcement of security and competing priorities between secured creditors, mis-selling claims and claims concerning private equity funds.

Notable cases include:

- ***Bugsby Property LLC v Legal & General Assurance Society Limited*** [2022] EWHC 2001 (Comm) (judgment following a four-week Commercial Court trial about the liability of a potential real-estate lender following a failed bid for the Olympia exhibition centre)
- ***CFH Clearing Ltd v Merrill Lynch International*** [2020] EWCA Civ 106 (Court of Appeal decision concerning foreign exchange transactions when the Swiss Franc was "de-pegged" from the Euro, resulting in price volatility)
- ***Raiffeisen Bank International AG v Asia Coal Energy Ventures Ltd*** [2020] EWHC 2602 (Comm) (judgment following a three-week Commercial Court trial concerning the Bank's exercise of, and release of, its security relating to defaulted loans, including its sale of shares in one of Indonesia's largest coal producers)

COMPANY & PARTNERSHIP

Andrew acts in relation to shareholder disputes of all kinds, including unfair prejudice petitions and petitions to wind up companies on the just and equitable ground, derivative actions, claims for breach of fiduciary (and other) duties against directors, claims challenging decisions taken at board meetings and shareholders' meetings and claims concerning vicarious liability for acts of employees and attribution of their acts and knowledge to the company. Andrew also acts in disputes between partners, including the taking of partnership accounts.

Notable cases include:

- ***LA Micro Group Inc*** v ***LA Micro Group (UK) Ltd*** [2025] 2 W.L.R. 1 (leading Supreme Court case confirming that an oral contract to dispose of an equitable interest in shares is valid, without the need for writing)
- ***Campbell v Campbell*** [2017] EWHC 182 (Ch) (judgment following trial in the Chancery Division concerning a worldwide partnership selling jewellery through entities in the UK, Thailand, Hong Kong and New York)

OFFSHORE & TRUSTS

Andrew has been involved in offshore litigation including in the Bahamas, the Cayman Islands, the BVI, Bermuda

and Hong Kong.

INSOLVENCY & ASSET RECOVERY

Andrew has been involved with claims by and against liquidators, receivers and administrators, claims concerning unlawful dividends, preferences, transactions at an undervalue, fraud on creditors, mutual set-off, priorities between creditors and cross-border insolvency issues.

Notable cases include:

- ***Williams v Alter Domus Trustees (UK) Ltd*** [2023] EWHC 1820 (Ch) (claim concerning the rights of purchasers of flats in a block under development: did their equitable liens extend over the developer's entire freehold interest, or merely over the flat bought by each purchaser?)
- ***Re BW Ltd*** (Cayman Islands petition for winding up on the just and equitable ground of two companies forming part of an investment structured by Investcorp Bank BSC)

PRIVATE CLIENT

Andrew is experienced in contentious trust disputes in the UK and offshore, particularly in relation to breaches of duty by trustees, proprietary claims to trust assets and claims for knowing receipt and dishonest assistance.

Notable cases include:

- ***Velutini Perez v. Equiom Trust Corporation (UK) Ltd*** [2023] WTLR 349 (revocation of trust, duties of trustees, trustees' right of indemnity and right of retention in relation to alleged potential claims in Venezuela)
- ***Ong v Ping*** [2015] EWHC 1742 (Ch); [2017] EWCA Civ 2069 (first instance and Court of Appeal decisions concerning whether a settlor had declared herself a trustee) and [2015] 6 Costs L.R. 997 (decision concerning whether it is appropriate for different claimants to use separate firms of solicitors)
- ***Day v Royal College of Music*** [2014] Ch. 211 (Court of Appeal decision concerning the estate of the late Sir Malcolm Arnold, the composer; considering the intention required for a gift and the effect of an Enduring Power of Attorney)

DIRECTORY QUOTES

"Andrew is a skilful and persuasive advocate who provides practical and commercial advice. He is an excellent team player".

Chambers UK - Dispute Resolution (2026)

"Andrew is extremely good, and his powers of analysis are very strong. He is good at running a large-scale team and putting a complex, fact-heavy case together".

Chambers UK - Dispute Resolution (2026)

"Andrew was so impressive in how he dealt with the judge. He was very clear when the legal issues were extraordinarily complex; he distilled the issues in a way that made sure the client was engaged".

Chambers UK - Dispute Resolution (2026)

"Andrew is extremely good, and his powers of analysis are very strong. He is good at running large-scale teams and putting complex, fact-heavy cases together".

Chambers UK - Chancery (2026)

"His manner with appellate judges is almost like peer to peer rather than barrister to judge. Judges talk to him as if he is on the same level as them, even in the Supreme Court".

Chambers UK - Chancery (2026)

"Andrew Twigger has a really good style. He's a tough operator who really gets hold of a witness and puts them through their paces".

Chambers UK - Dispute Resolution (2026)

"Very Smart and an excellent team player. A joy to work with. Understated but compelling advocacy style. His cross-examination is quietly disarming. Unflappable".

Legal 500 - Commercial Litigation (2026)

"Andrew is a walking encyclopaedia of contract law, who knows a lot of these cases just off the top of his head."

CHAMBERS UK: CHANCERY (2025)

"Andrew is a great lawyer. He has a very gentle manner – nothing is overstated. As a result, he earns judicial trust and confidence."

CHAMBERS UK: CHANCERY (2025)

"Andrew cannot be beaten on complex commercial disputes. He is seriously clever, a clear thinker and a fiendish cross-examiner."

CHAMBERS UK: CHANCERY (2025)

"He is completely brilliant at what he does."

CHAMBERS UK: COMMERCIAL DISPUTE RESOLUTION (2025)

"Modest, approachable and always communicative - he picks his mobile up whenever. He has incredible brainpower behind him but never shows off - it's just there ready to be deployed. Consistently extraordinary in finding the answer to difficult legal problems, he's a softly spoken but highly persuasive character."

Chambers UK Chancery: Commercial (2024)

"A very good, calm performer in court."

Chambers UK Chancery: Commercial (2024)

"He's a great lawyer with a very gentle manner - there's nothing overstated in his approach. As a result he earns judicial trust and confidence."

Chambers UK Chancery: Commercial (2024)

"Andrew Trigger is an incredibly modest man, who is an approachable barrister with an incredible brain."

hambers Chambers UK Commercial Dispute Resolution (2024)

"Andrew is quite relaxed and laid back but has the killer instinct when required."

hambers Chambers UK Commercial Dispute Resolution (2024)

"Andrew is a clear thinker and a fiendish cross-examiner, who is seriously clever. "He is a walking encyclopaedia of contract law, who knows a lot of these cases just off the top off his head."

Chambers Chambers UK Commercial Dispute Resolution (2023)

"Andrew is a fantastic advocate – always thoroughly prepared, and gives a very eloquent presentation of complex points to the court."

Legal 500 Commercial Litigation (2023)

"He listens to people and clients love him for it."

CHAMBERS UK CHANCERY COMMERCIAL (2023)

"Very smooth, clever and measured."

Chambers UK Chancery: Commercial (2022)

"User-friendly, meticulous, hard-working, and, above all, clever."

Chambers UK Commercial Dispute Resolution (2022)

"Very easy to deal with. Excellent with clients. A first-rate advocate - particularly at appellate level."

Legal 500 UK Commercial Litigation (2022)

"He is a brilliant strategist and is so clever, but also hugely involved in the detail. He has the vision for this work - he can see what the judge will like and what they won't."

Chambers UK Chancery: Commercial (2021)

"He is incredibly bright, a real whizz-kid."

Chambers UK Commercial Dispute Resolution (2021)

"A brilliant advocate who is fearless."

Chambers UK Commercial Dispute Resolution (2021)

"Undoubtedly one of the top silks for commercial disputes – he is charming, forensic and brilliant in Court, and Judges trust his calm and measured advocacy."

Legal 500 UK Commercial Litigation (2021)

"He's the best QC I work with; he has high-level vision of how we can win the case."

Chambers UK Chancery: Commercial (2020)

"A formidable advocate, charming to work with and excellent at client handling, who gets to the root of issues and explains legal points simply."

Chambers UK Commercial Dispute Resolution (2020)

"He is incisive, commercial and very good on his feet."

Chambers UK Commercial Dispute Resolution (2020)

"A very good strategist with very good judgement."

Chambers UK Chancery: Commercial (2019)

"He is persuasive and forceful on his feet and very accessible and easy to deal with."

Chambers UK Chancery: Commercial (2019)

"Very clever and an excellent tactician."

Chambers UK Commercial Dispute Resolution (2019)

"Extremely clever, very good at drafting and a sound tactician. His advocacy really stands out, and he has a very comfortable court manner."

Chambers UK Chancery: Commercial (2018)

"A particularly good appeal advocate who is attentively listened to by judges."

Chambers UK Chancery: Commercial (2018)

"His advocacy really stands out and he has a very comfortable court manner."

Chambers UK Commercial Dispute Resolution (2018)

"Technically brilliant and shows great attention to detail."

Chambers UK Commercial Dispute Resolution (2018)

"He is very thorough and his drafting is impeccable since he really gets his head around all the issues." "He is technically brilliant and has great attention to detail."

Chambers UK Banking & Finance (2017)

"He's very thorough and his drafting's impeccable. He really gets his head round all the issues and gets stuck in."

Chambers UK Chancery: Commercial (2017)

"Andrew is a very smooth advocate in court. He is also very technical and excellent for cases that have complex issues."

CHAMBERS UK: COMMERCIAL DISPUTE RESOLUTION (2025)

"Clever, persuasive and supportive." "He's practical, user-friendly, very meticulous and hard-working."

Chambers UK Commercial Dispute Resolution (2017)

MEMBERSHIPS

- Chair of the Chancery Bar Association 2022- 2024
- COMBAR
- Former Co-Chair of the Bar Council Legal Services Committee

QUALIFICATIONS

- BA (Oxon)