MAITLAND

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# GREGORY BANNER KC

**CALL:** 1989 **KC:** 2018
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## OVERVIEW

Gregory has a broad litigation practice encompassing company, insolvency, commercial Chancery and commercial work. He has appeared in a number of reported cases, covering a broad range of topics within these areas. He has extensive trial and appellate experience.

He both leads large counsel teams and acts as part of such teams. He has particular experience of international contractual and corporate disputes with either or both of a Russian and natural resources flavour, and which concern fraud and private international law. He has experience of gold mining, refining and trading disputes, oil drilling and trading disputes, and gas exploration matters. He has dealt with such matters in Court in England and in ICC, LCIA and ad hoc arbitrations. His cases have involved in disputes over matters in Moscow, Sochi and Siberia. He has been called ad hoc to the Bar of Bermuda

Closer to home, he has extensive experience of share warranty claims, s994 petitions, board control disputes, insolvency office holders' claims and investigations, claims for fraud and breach of fiduciary duty. He has many years' experience of seeking and defending against pre-emptive injunctive and asset protection remedies, as well as pursuing post judgment asset tracing remedies.

Most of Gregory's cases are document-heavy and high value. He is currently instructed by over 100 claimants in a $150 million claim for restitution against the water companies of England and Wales; he has acted in a $300 million fraudulent misappropriation of assets claim, a dispute over a $400m Russian land development deal, a dispute over a $600m oil trading deal, a dispute concerning a £100m property fund, a $100m land development dispute and a claim over a $500m listed company.

Since taking silk in 2018, his work has included a claim for £30 million based on complex allegations of breach of fiduciary duty in relation to a property investment, conjoined LCIA and ICC arbitrations, seeking recovery of in excess of $100 million and concerning allegations of bribery and agency in the international fertiliser trading markets, a dispute over board control of a listed UK plc with a market capital of £1 billion, a restitution claim

against the water companies of England and Wales (above), and a claim to restrain publication of a investigatory report into fraud committed by an employee of a well known international bank.

He has also acted over a period of years for a number of government departments and bodies on contractual and regulatory contentious and non-contentious issues, and as a result has a keen insight into the approach of such bodies to litigation.

He has been recommended in The Legal 500 for insolvency work and in Chambers UK Directory for company work for many years.

## EXPERTISE

### COMMERCIAL LITIGATION & ARBITRATION

Gregory is used to acting in long running, substantial and high value commercial disputes, both before the court and in arbitration. He is equally at home leading a team of counsel or acting as part of a team, and he is well versed in the particular demands of, and need to roll up one's sleeves during heavyweight commercial litigation.

Notable cases:

- ***Assos of Switzerland GmbH v Asos plc*** (2025) – contract dispute over registration and use of trade marks in China
- ***X v Y*** [2025] – LCIA arbitration with overlapping litigation in multiple other jurisdictions concerning ownership of corporate structure controlling mining operations in Africa
- ***ML Technology ltd v BEAT SAM & ors*** (2025) – dispute over ownership of trading name, trade marks and copyrights following sale of company
- ***Clearcourse Partnership Acquireco Ltd v Jethwa & ors*** [2024] EWHC 1964 – share warranty and fraudulent misrepresentation dispute concerning ownership of intellectual property following sale of company
- ***JD Wetherspoon v Budweiser Brewing Group*** (2023) – claim to enforce supply contract
- ***Emirates NBD Bank PJSC v Saadat-Yazdi & ors*** (2023) – claim to enforce foreign judgments against assets in England, including forgery claims
- ***Surrey Searches Limited & ors v Northumbrian Water Limited*** (2021) – mass claim against the water companies of England for restitution of sums paid for residential water searches
- ***Global Distressed Alpha Capital I Ltd v Herman & anor (Bermuda SC and CA; 2023)*** - claim to recover wrongful payments made by controllers of investment fund
- ***Everest Alliance Ltd*** v ***Maslovskiy [2020] EWHC 2035, 3160*** claim to restrain directors of plc from making appointments to frustrate the outcome of AGM elections

- ***X*** v ***Y*** [2019] LCIA and ICC conjoined arbitrations concerning allegations of bribery and agency in relation to global fertiliser trading
- ***Courtwood Holdings SA*** v ***Woodley Properties Ltd*** [2018] EWHC 2163, [2017] EWHC 3514 (Ch) – claim to trace proceeds of sale of property following breach of fiduciary duty by property management company; various interim applications culminating in three week trial
- ***X*** v ***Y*** [2016] – LCIA arbitration concerning termination of shareholders' agreement
- ***Mirador*** v ***MF Global*** [2015] EWCA 1535 – substantial recovery upon taking account following judgment
- ***X*** v ***Y*** [2014] – resisted challenge to jurisdiction in LCIA arbitration concerning corporate control in the context of alleged fraudulent disposition of assets
- ***Ludsin Overseas Ltd  Eco3 Capital Limited*** [2013] EWCA Civ 413 – successfully resisted appeal against trial Judge's finding of fraudulent misrepresentation
- ***X*** v ***Y*** [2013] – ICC arbitration concerning breach of contract to manage a gold mine
- ***X*** v ***Y*** [2013] – successful ICC arbitration to recover damages for breach of sale of commodities contract
- ***Mirador  MF Global*** [2012] EWCA Civ 1662 – resisted appeal against trial Judge's finding on liability
- ***Ludsin Overseas Ltd  Eco3 Capital Ltd & ors*** [2012] EWHC 1980 – successful claim for fraudulent misrepresentation after failed property investment deal
- ***Mirador  MF Global*** [2011] – successful claim for commission on derivative, FX and options trading
- ***Curtis*** v ***Lockheed Martin UK Hldgs Ltd*** [2008] EWHC 2691 – successful claim for breach of warranties following share sale
- ***Key TV*** v ***Ramsay*** [2008] – successful claim for breach of fraud and breach of fiduciary duty

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## CIVIL FRAUD

Gregory has considerable experience of pursuing and defending fraud claims, and related pre-action protective measures (including freezing orders, search order and passport delivery up orders) together with post judgment asset protective measures.

Notable cases:

- ***X v Y*** [2025] – LCIA arbitration with overlapping litigation in multiple other jurisdictions concerning ownership of corporate structure controlling mining operations in Africa

- ***Clearcourse Partnership Acquireco Ltd v Jethwa & ors*** [2024] EWHC 1964 – share warranty and fraudulent misrepresentation dispute concerning ownership of intellectual property following sale of company

- ***Emirates NBD Bank PJSC v Saadat-Yazdi & ors*** (2023) – claim to enforce foreign judgments against assets in England, including forgery claims
- ***X*** v ***Y*** [2019] LCIA and ICC conjoined arbitrations concerning allegations of bribery and agency in relation to global fertiliser trading
- ***Courtwood Holdings SA*** v ***Woodley Properties Ltd*** [2018] EWHC 2163, [2017] EWHC 3514 (Ch) – claim to trace proceeds of sale of property following breach of fiduciary duty by property management company; various interim applications culminating in three week trial
- ***X*** v ***Y*** [2014] – resisted challenge to jurisdiction in LCIA arbitration concerning corporate control in the

context of alleged fraudulent disposition of assets
- ***Ludsin Overseas Ltd*** v ***Eco3 Capital Limited*** [2013] EWCA Civ 413 – successfully resisted appeal against trial Judge's finding of fraudulent misrepresentation
- ***Ludsin Overseas Ltd  Eco3 Capital Ltd & ors*** [2012] EWHC 1980 – successful claim for fraudulent misrepresentation after failed property investment deal
- ***Key TV*** v ***Ramsay*** [2008] – successful claim for breach of fraud and breach of fiduciary duty

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## COMPANY & PARTNERSHIP

Gregory has long been recognised in the directories as a leading practitioner in company law. He has long standing experience in shareholder disputes, board disputes, claims against directors, and share warranty claims, as well as partnership disputes.

Notable cases:

- ***ML Technology ltd v BEAT SAM & ors*** (2025) – dispute over ownership of trading name, trade marks and copyrights following sale of company

- ***Clearcourse Partnership Acquireco Ltd v Jethwa & ors*** [2024] EWHC 1964 – share warranty and fraudulent misrepresentation dispute concerning ownership of intellectual property following sale of company

- ***Global Distressed Alpha Capital I Ltd v Herman & anor (Bermuda SC and CA; 2023)*** - claim to recover wrongful payments made by controllers of investment fund
- ***Everest Alliance Ltd*** v ***Maslovskiy [2020] EWHC 2035, 3160*** - claim to restrain directors of plc from making appointments to frustrate the outcome of AGM elections
- ***X*** v ***Y*** [2016] – LCIA arbitration concerning expulsion of partner from limited liability partnership and quantification of claim.
- ***Courtwood Holdings SA*** v ***Woodley Properties Ltd*** [2018] EWHC 2163, [2017] EWHC 3514 (Ch), – claim to trace proceeds of sale of property following breach of fiduciary duty by property management company; various interim applications culminating in three week trial
- ***X*** v ***Y*** [2016] – LCIA arbitration concerning termination of shareholders' agreement
- ***X*** v ***Y*** [2014] – resisted challenge to jurisdiction in LCIA arbitration concerning corporate control in the context of alleged fraudulent disposition of assets
- ***Ashcroft  Ashcroft*** [2011] EWHC 1997 – family company dispute over farmland
- ***EAP Securities Ltd*** [2010] EWHC 2421 – s 994 Companies Act 2006 petition and strike out
- ***Curtis*** v ***Lockheed Martin UK Hldgs Ltd*** [2008] EWHC 2691 – successful claim for breach of warranties following share sale
- ***Secretary of State for Trade & Industry*** v ***Gee*** [2006] BCC 384 – award of indemnity costs against SoS upon discontinuance of disqualification proceedings
- ***Inland Revenue Commissioners*** v ***McEntaggert*** [2006] 1 BCLC 476 – personal liability for debts of a company under s 15 of the CDDA 1986; abuse of process and issue estoppel
- ***Secretary of State for Trade & Industry*** v ***Andrews*** [2005] EWHC 3513 – meaning of "permitting" action to take place in proceedings under s 6 of the CDDA 1986

## INSOLVENCY & ASSET RECOVERY

Gregory has considerable historic experience acting both for and against office holders, including as regard pre-emptive remedies sought against defaulting officers and as regards evidence gathering under the Insolvency Act.

Notable cases:

- ***Sandford Farm Properties Limited v Maggs*** [2015] EWHC 2999 – successful application to permit use of materials obtained under s 236 Insolvency Act 1986 by a second assignee of the liquidated company's causes of action
- ***Ludsin v Maggs*** [2014] EWHC 3566 – successful appeal against value assigned to security held by petitioning creditor
- ***ED Games Ltd*** [2009] EWHC 223 – proper measure of loss for claims under s 212 Insolvency Act 1986

## OFFSHORE & TRUSTS

Much of Gregory's work has an international element, involving parties or disputes situated abroad, and aspects of private international law. He is well versed in dealing with expert evidence as to foreign law, and cross-examining foreign law expert witnesses.

Notable cases:

- ***Global Distressed Alpha Capital I Ltd v Herman & anor (Bermuda SC and CA; 2023)*** - claim to recover wrongful payments made by controllers of investment fund
- ***Emirates NBD Bank PJSC v Saadat-Yazdi & ors*** (2023) – claim to enforce foreign judgments against assets in England, including forgery claims
- ***Credit Suisse*** v ***Krystal Holdings Ltd*** [2021] – application to restrain use of investigatory report produced by Swiss regulatory authorities
- ***Everest Alliance Ltd*** v ***Maslovskiy [2020] EWHC 2035, 3160*** claim to restrain directors of plc owning Russian mining interests from making appointments to frustrate the outcome of AGM elections
- ***X*** v ***Y*** [2019] LCIA and ICC conjoined arbitrations concerning allegations of bribery and agency in relation to global fertiliser trading
- ***X*** v ***Y*** [2016] – LCIA arbitration concerning termination of shareholders' agreement
- ***X*** v ***Y*** [2014] – resisted challenge to jurisdiction in LCIA arbitration concerning corporate control in the context of alleged fraudulent disposition of assets
- ***X*** v ***Y*** [2013] – ICC arbitration concerning breach of contract to manage a gold mine
- ***X*** v ***Y*** [2013] – successful ICC arbitration to recover damages for breach of sale of commodities contract

## MEDIA & ENTERTAINMENT

Gregory has in the past acted in music industry disputes for members of bands which were well known in their era. He also has experience of publishing and recording company disputes. More recently, he has acted in a confidential information dispute and is involved in an ongoing case raising Data Protection Act issues.

Notable cases:

- ***Surrey Searches Limited & ors v Northumbrian Water Limited*** (2021) – mass claim against the water companies of England for restitution of sums paid for residential water searches
- ***Credit Suisse v Krystal Holdings Ltd*** [2021] – application to restrain use of investigatory report produced by Swiss regulatory authorities
- ***MGN v Grisbrook*** [2010] EWCA Civ 1399 (CA); [2009] EWHC 2520 (first instance) – scope of implied licence granted by freelance photographer to national newspaper in the context of online and online archive use
- ***Crucial Music v Klondyke Management AG*** [2007] EWHC 1782 – place of performance of a warranty under the Judgments Regulation and the Brussels Convention

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## ADR

Gregory has acted in many LCIA, ICC and ad hoc international commercial arbitrations. These have usually had a natural resources and mining context (but have on occasion concerned commodities) and included allegations of fraud.

Notable cases:

- ***X v Y*** [2025] – LCIA arbitration with overlapping litigation in multiple other jurisdictions concerning ownership of corporate structure controlling mining operations in Africa; including challenge to the Tribunal's jurisdiction

- ***X v Y*** [2021] – concerning challenge to the jurisdiction of an LCIA arbitrator on the grounds of waiver of the arbitration agreement by participation in foreign proceedings

- ***X*** v ***Y*** [2019] – LCIA and ICC conjoined arbitrations concerning allegations of bribery and agency in relation to global fertiliser trading
- ***X*** v ***Y*** [2016] – LCIA arbitration concerning expulsion of partner from limited liability partnership and quantification of claim.
- ***X*** v ***Y*** [2016] – LCIA arbitration concerning termination of shareholders' agreement
- ***X*** v ***Y*** [2014] – resisted challenge to jurisdiction in LCIA arbitration concerning corporate control in the context of alleged fraudulent disposition of assets
- ***X*** v ***Y*** [2013] – ICC arbitration concerning breach of contract to manage a gold mine
- ***X*** v ***Y*** [2013] – successful ICC arbitration to recover damages for breach of sale of commodities contract
- ***X*** v ***Y*** [2005] – LCIA arbitration concerning dispute over transfer of control of gold mine

## CRYPTOASSETS

# DIRECTORY QUOTES

*"Very calm and collected with a sensible approach, and does not buckle under pressure. Excellent advice on written work as well."*

**Legal 500 UK Commercial Litigation (2027)**

*"Greg was quick to get on top of all the detail and provided very good, targeted advice."*

**Chambers UK Company (2027)**

*"He is a solid pair of hands and great at turning things around under pressure."*

**Legal 500 UK Company (2027)**

*"Gregory is the perfect package."*

**Chambers UK Chancery: Commercial (2027)**

*"Gregory is an outstanding silk and a genuine heavyweight performer at trial. His advocacy is measured, authoritative and compelling. He has an instinctive ability to identify the decisive issues in a case and present them with clarity and force"*

**Chambers UK Chancery: Commercial (2027)**

*"Gregory is superbly pragmatic and really user-friendly. He is very adept at adapting to the judge and to the occasion; he can really read the room."*

**Chambers UK Company (2026)**

*"He is meticulous in his preparation ensuring that all points are properly explored well in advance of trial. He exhibits strong advocacy skills and readily gains the trust of the court or tribunal. He is forensic in his cross-examination and always delivers in court."*

**Legal 500 UK Commercial Litigation (2026)**

*"Gregory's trial preparation and advocacy are excellent, and his cross-examination skills are impressive. He is*

*very knowledgeable, and his advice is clear and thorough."*

**Chambers UK Chancery: Commercial (2026)**

*"Gregory is a great tactician who always looks at things with a critical eye and spots the elephant traps in a case. He's a barrister who's great to bounce ideas off."*

**Chambers UK Company (2026)**

*"Gregory is superbly pragmatic and a great tactician who spots the elephant traps. He is always looking at things with a critical eye and really reads the room well."*

**Chambers UK Chancery: Commercial (2026)**

*"Gregory is very good and very capable. "*

**Chambers UK Chancery: Commercial (2026)**

*"Gregory is an extremely bright and strategically astute barrister, who is easy to work with."*

**Chambers UK Company (2025)**

*"Gregory is completely unflappable and displays real gravitas when dealing with clients and the opposition."*

**Chambers UK Company (2025 )**

*"Forensic to the core. Clients like his easy manner but underneath he is prepared for war and always on top of his brief."*

**Legal 500 Company (2023)**

*"A barrister with strong analytical and communication skills, who is highly responsive. Dependable and great to work with."*

**Chambers UK Company (2023)**

*Extremely commercial and sees the bigger picture. Works well with others including other barristers. Clients like his calm assured approach and he is forensic in his preparation for trial and hearings.'*

**Legal 500 Commercial Litigation (2023)**

*"Very commercial, diligent and clever, he writes his opinions in a user-friendly manner. He's very responsive and good to work with."*

**Chambers UK Company (2022)**

*"A pleasure to work with; accessible, easy to use, quick to turn around work."*

**Legal 500 UK Company & Partnership (2022)**

*"Always impresses with his analysis." "He is expert at tackling difficult and obscure issues."*

**Chambers UK Company (2021)**

*"Quick to see the issues and work to an innovative and clever approach."*

**Legal 500 UK Company (2021)**

*"A responsive silk who has an easy client-friendly manner."*

**Legal 500 UK Insolvency (2021)**

*"In court he is very calm and collected, and very precise with his questioning. Very good on the detail."*

**Chambers UK Company (2020)**

*"He is diligent, able to analyse the minutest details and bring them into play."*

**Legal 500 UK Insolvency (2020)**

*"He has a superb grasp of detail and is commercially astute."*

**Legal 500 UK Company (2020)**

*"A persuasive advocate who can be very forceful when the situation demands it.*

**Chambers UK Company (2019)**

*"He's a very user-friendly barrister who provides very practical solutions to difficult, knotty legal issues."*

**Chambers UK Company (2018)**

*"He is clever and understated. He knows the law, is good to work with and is a team player."*

**Chambers UK Company (2017)**

## QUALIFICATIONS

- MA (Cantab)

## MEMBERSHIPS

- Chancery Bar Association
- COMBAR

## NOTABLE CASES

- *Courtwood Holdings SA (a company registered & incorporated under the laws of Panama) v Woodley Properties Ltd (a company registered & incorporated under the laws of Jersey) & 10 Ors (2018)*
- *London & Ilford Ltd v Sovereign Property Holdings Ltd (2018)*
- *Soverign Property Holdings Ltd v London & Ilford Ltd (2017)*
- *Courtwood Holdings SA v Woodley Properties Ltd & ors (2017)*
- *Courtwood Holdings SA v Woodley Properties LTD & 11 ORS (2016)*
- *Sandford Farm Properties Ltd v Wharf Land Investments Ltd & Douglas Maggs*
- *Ludsin Overseas Ltd v Douglas John Maggs (2014)*
- *Jackson & Buchanan (Liquidators of Harvest Finance Ltd) v Cannons Law Practice LLP & Ors (2013)*
- *ECO3 Capital Ltd & Ors v Ludsin Overseas Ltd (2013)*
- *Mirador International LLC v MF Global UK Ltd (2012)*
- *Ludsin Overseas Ltd v ECO3 Capital Ltd & Ors (2012)*
- *R H Ashcroft & Sons Ltd v Robert Daniel Macer Ashcroft & James Angus Ashcroft (Third Party) (2011)*
- *Bank of Scotland v Mazamal Hussain (2011)*
- *In The Matter OF EAP Securities Ltd v Adams Securities Ltd & Ors (2010)*
- *Ahmed v Way2wine Ltd (2010)*
- *Alan Grisbrook v MGN Ltd (2009)*
- *Jeremy French v Igor Flavio Cipolletta (2009)*
- *Key-TV Ltd & Ors v Michael Anthony Ramsay (2008)*
- *John David Curtis v Lockheed Martin UK Holdings Ltd (2008)*
- *1) Crucial Music Corporation v Klondyke Management AG (2007)*
- *Celtic Resources Holdings v Arduina Holding BV (2006)*
- *Michael Bernand Worwood & Paul Edward Pike v Leisure Merchandising Services Ltd & 8 Ors (2001)*