



Christopher Monaghan

Call 2021

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Christopher Monaghan has a busy commercial practice across chambers' core areas, with a particular interest in matters relating to sport, insurance, banking, and regulatory issues. Much of his work involves issues relating to the conflict of laws.

Christopher graduated first in his year at undergraduate level. Before coming to the Bar, Christopher completed the BCL at the University of Oxford and the LLM at Harvard Law School. He also worked as a full-time Judicial Assistant at the United States District Court, Central District of California. Alongside his practice, Christopher is a Teaching Fellow at University College London.

Recent Highlights

Commission Recovery Ltd v Marks & Clerk LLP and Long Acre Renewals [2024] EWCA Civ 9

Acting (with Ben Valentin KC and Nico Leslie) for the claimant in relation to allegations that M&C made referrals of clients to external renewal service providers without disclosing that M&C or its related partnership were receiving secret commissions for the referral of that business. The claim is brought on a representative basis further to CPR 19.8 and has been the subject of a leading case in this area which was determined in the claimant's favour: [\[2024\] EWCA Civ 9](#).

Matchroom Boxing Ltd v Boxer Ltd and Sky UK Ltd

Acting (with John Mehrzad KC) for Sky UK in respect of claims for breach of restrictive covenant in a commercial agreement and exclusive matching rights provisions.

Harrop v Skipton Building Society

Acting (with Giles Wheeler KC) for the defendant to a PPI claim. A second appeal is listed to be heard before the Court of Appeal which will be the first occasion on which the Court of Appeal will have considered the scope for re-opening settlement agreements under s.140A of the Consumer Credit Act 1974. The appeal has significant

implications for challenges to very large numbers of PPI settlements reached under the FCA's redress scheme for PPI claims.

Louisa Mojela v Canmart Ltd and Akanda Corporation

Acting (with Adam Tolley KC) in defending claims brought the claimant in respect of substantive payments due under a service agreement. Successfully defended an application for summary judgment brought by the claimant, which was resolved in the defendants' favour: [2023] EWHC 2668 (Ch).

Artcrafts International v MOU Limited

Acting (with Adam Tolley KC) for the licensee of 'MOU' brand footwear in multiple contractual disputes with the licensor. Application for interim injunction determined in Artcrafts' favour: [2022] EWHC 3511 (KB).

Expertise

Administrative & Public Law

Notable Administrative & Public Law cases

Advising on a potential judicial review application relating to the acts of a local authority.

Assisting (during pupillage) with advice on a potential review application concerning the impact of an entity's conduct on an individual's human rights under the Human Rights Act.

Assisting (during pupillage) with an application to bring a representative claim under CPR 19.4 for class action litigation and advice on the effects of the Supreme Court decision in *Google LLC v Lloyd* [2021] UKSC 50; [2021] 3 W.L.R. 1268.

Art & Cultural Property

Notable Art & Cultural Property cases

Assisting (during pupillage) with advice on an insurance dispute involving high value artwork that was damaged during restoration.

Aviation & Travel

Notable Aviation & Travel cases

Assisting (during pupillage) with advice in relation to multiple aircraft leases and follow-on sales.

Assisting with research and advice concerning liability arising from breaches of an aircraft purchase agreement (as a pupil).

Assisting with advice on aircraft insurance policies and whether the policies respond to event arising from the Ukraine war (as a pupil).

Assisting with drafting skeleton arguments for trial on a dispute arising between an airline and supplier (as a pupil).

Banking & Finance

Notable Banking & Finance cases

Assisting (during pupillage) with trial preparation for a dispute arising from breaches of an ISDA Master Agreement.

Assisting (during pupillage) with drafting pleadings for a dispute related to foreign exchange swap contracts.

Assisting (during pupillage) with research and hearing preparation for issues concerning a swaps transaction with an Italian local authority and associated conflict of laws issues.

Civil Fraud

Notable Civil Fraud cases

Assisting with a party's application for an order to produce documents under the *Norwich Pharmacal* jurisdiction (as a pupil).

Assisting with research and advice on issues concerning a large scale fraud by the company's previous directors and auditor (as a pupil).

Company, Restructuring & Insolvency

Notable Company, Restructuring & Insolvency cases

Assisting (as a pupil) with advice in relation to the effect of the Insolvency Act 1986 on contractual termination rights upon the insolvency of a company.

Assisting (as a pupil) with research and advice concerning the treatment of preferential creditors under the Insolvency Act 1986.

Assisting (as a pupil) with trial preparation for a dispute concerning the exercise of call and put options under a share purchase agreement.

Assisting (as a pupil) with drafting written opening submissions for a trial concerning the alleged undervaluation of shares purchased pursuant to a share purchase agreement.

Financial Services

Notable Financial Services cases

Assisting (as a pupil) with drafting advice concerning the treatment of fines levied by the Financial Reporting Council.

Assisting (as a pupil) with drafting advice on the Money Laundering, Terrorist Financing and Transfer of Funds Regulations 2017 and whether a company was required to register with HMRC.

Insurance

Notable Insurance cases

Assisting (during pupillage) with advice on business interruption policies responding to COVID-19-related losses.

Assisting (during pupillage) with advice on aviation insurance policies from events arising from the Ukraine war.

Assisting (during pupillage) with advice on D&O cover concerning with an insurance policy responds to fines levied by a regulator.

International Arbitration

Notable International Arbitration cases

Assisting (during pupillage) with research on contractual discretion clauses for international arbitration proceedings.

Privilege, Confidentiality & Conflicts of Interest

Notable Privilege, Confidentiality & Conflicts of Interest cases

Assisting (during pupillage) with research and advice on privilege issues arising from an ATE insurance policy.

Professional Discipline

Notable Professional Discipline cases

Assisting (during pupillage) with drafting a skeleton argument in preparation for a regulatory hearing conducted by the SRA.

Professional Negligence

Notable Professional Negligence cases

Assisting (during pupillage) with drafting advice concerning the potential professional negligence of a firm when it provided legal advice.

Assisting (during pupillage) with research and advice in relation to the correctness of historical legal advice given to a company.

Sports

Notable Sports cases

Drafted advice for a premier league football club concerning a potential judicial review application.

Seeking urgent injunctive relief against the British Boxing Board of Control, including producing advice on the court's supervisory jurisdiction over sport governing bodies.

Advising a Premier League football club in respect of the FIFA Stadium Safety and Security Regulations, FA Crowd Management Measures and the Sports Grounds Safety Authority.

Advising a Premier League football club concerning a judicial review application.

Advising sports professionals (including a World Boxing Association titleholder) in relation to Anti-Doping Regulations and the potential impact on their licences.

Education

- Harvard Law School: LLM
- City Law School: BPTC
- University of Oxford: BCL
- Queen's University Belfast: LLB

Appointments, Memberships and Prizes

- Harvard Law School: LLM Scholarship
- Lincoln's Inn: Lord Denning Scholarship
- City Law School: BPTC Scholarship
- University of Oxford: BCL Scholarship
- Queen's University Belfast: McKane Medal for graduating first in class, Lord Lowry Prizes for obtaining highest marks in Years 1, 2 & 3 and prizes for achieving the highest marks in Contract Law, Tort Law and Land Law.