



# Gillian Hughes

Call 2018

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Gillian Hughes joined chambers in October 2019, following the successful completion of her pupillage.

She was supervised by Simon Atrill, Rupert Allen and Laura John. She is developing a broad commercial practice in line with Chambers' profile.

From October 2019 to December 2019, Gillian was a Judicial Assistant at the Commercial Court. In that role, she assisted in a number of trials and hearings, including applications relating to jurisdiction, arbitration and injunctive relief.

Prior to joining Chambers, Gillian was a tutor at Oriel College (Oxford) in Contract Law and worked as a research assistant on a project into the contract laws of Asian jurisdictions.

## Recent Highlights

Acting for (led by Michael McLaren KC) an international bank in relation to debt and guarantee claims for sums unpaid under a loan agreement and cross claims for alleged economic torts, including conspiracy and inducing breaches of contract. Successfully obtaining a worldwide freezing injunction and ancillary asset disclosure orders.

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### PJSC Bank "Finance and Credit" v Zhevago [2021] EWHC 2522 (Ch)

Acting for (led by Charles Samek KC and Tetyana Nesterchuk) a Ukrainian bank in liquidation and the Ukrainian Deposit Guarantee Fund in relations to claims in tort and unjust enrichment under Ukrainian law against the bank's former owner and controller and an application for worldwide freezing injunctions.

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Acting for (led by Thomas De La Mare KC and Simon Atrill) an American bank in proceedings brought against it in the High Court for alleged anti-competitive conduct.

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### Gama Aviation (UK) Ltd v MWWMMWM Ltd [2021] EWHC 2229 (Comm)

Acting for (led by Michael McLaren KC) a provider of aviation services in respect of claims for unpaid sums under an aircraft support services agreement. Successfully obtaining default judgment and resisting an application to set aside; successfully obtaining a debarring order for failure to pay judgment debts.

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Acting for and advising (led by David Railton KC and Craig Morrison) a loan sovereign investment authority in relation to claims for damages and rescission in respect of a transaction allegedly procured by fraud and bribery.

## Expertise

### Aviation & Travel

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#### Reported Aviation & Travel cases

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##### **Wallis Trading Inc v Air Tanzania Company Limited [2020] EWHC 339 (Comm)**

Acting as Judicial Assistant to Butcher J during the trial of claims arising out of an aircraft leasing transaction.

#### Notable Aviation & Travel cases

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##### **Gama Aviation (UK) Ltd v MWWMMWM Ltd [2021] EWHC 2229 (Comm)**

Acting for and advising a provider of aviation services in respect of claims for unpaid sums under an aircraft support services agreement (led by Michael McLaren KC). Successfully obtaining default judgment and resisting a set aside application; and successfully obtaining a debarring order for failure to pay judgment debts.

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Acting as sole counsel in the County Court on behalf of airlines defending claims brought against them under EU Regulation 261/2004.

### Banking & Finance

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#### Reported Banking & Finance cases

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##### **PJSC Bank "Finance and Credit" v Zhevago [2021] EWHC 2522 (Ch)**

Acting for (led by Charles Samek KC and Tetyana Nesterchuk) a Ukrainian bank in liquidation and the Ukrainian Deposit Guarantee Fund in relations to claims in tort and unjust enrichment under Ukrainian law against the bank's former owner and controller and an application for worldwide freezing injunctions.

## Notable Banking & Finance cases

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Acting for (led by Michael McLaren KC) an international bank in relation to debt and guarantee claims for sums unpaid under a loan agreement and cross claims for alleged economic torts, including conspiracy. Successfully obtaining a worldwide freezing injunction and ancillary asset disclosure orders.

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Acting for (led by Thomas De La Mare KC and Simon Atrill) an American bank in proceedings brought against it in the High Court for alleged anti-competitive conduct.

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Advising the Financial Services Compensation Scheme in relation to the interpretation of the compensation rules.

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Acting as sole counsel in the County Court on behalf of banks applying for strike out and/or summary judgment.

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Assisted (during pupillage) in defending a bank from claims to enforce loan agreements entered into as part of a loan recycling scheme (in LCIA arbitration).

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Assisted (during pupillage) in an application for an injunction, under the Arbitration Act 1996, to restrain a beneficiary from making a demand on a performance bond.

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Assisted (during pupillage) in defending a bank from claims for misrepresentation brought under sections 56 and 75 of the Consumer Credit Act 1974.

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Assisted (during pupillage) in an application for summary judgment in a claim to enforce a contract of guarantee and indemnity.

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## Civil Fraud

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### Notable Civil Fraud cases

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Acting for and advising the purchaser and guarantor under an SPA in relation to claims for dishonest assistance and conspiracy in respect of the purchase price (led by Edward Levey KC).

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Assisted (during pupillage) in a claim arising from an alleged investment fraud.

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## Competition

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### London

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### Singapore

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## Notable Competition cases

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Acting for (led by Thomas De La Mare KC and Simon Atrill) an American bank in proceedings brought against it in the High Court for alleged anti-competitive conduct.

## Commercial Disputes

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### Reported Commercial Disputes cases

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#### **Gama Aviation (UK) Ltd v MWWMMWM Ltd [2021] EWHC 2229 (Comm)**

Acting for (led by Michael McLaren KC) a provider of aviation services in respect of claims for unpaid sums under an aircraft support services agreement. Successfully obtaining default judgment and resisting an application to set aside; successfully obtaining a debarring order for failure to pay judgment debts.

#### **Etihad Airways PJSC v Prof Dr Lucas Flöther [2019] EWHC 3107 (Comm)**

Acting as Judicial Assistant to Jacobs J during this hearing involving a jurisdiction challenge which considered the proper approach to interpreting jurisdiction agreements under English and EU Law and the applicability of Article 31(2) of Brussels Recast to asymmetric jurisdiction clauses.

#### **eMagine films v Mister Smith [2019] EWHC 2085 (Ch)**

Assisting in the successful defence to a claim for breach of contract arising out of a film finance dispute and raising issues of good faith (as a pupil).

### Notable Commercial Disputes cases

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Working as part of the legal team in an ICC arbitration relating to a high-value oil and gas dispute involving allegations of fraud, breach of contract and termination for repudiation.

Acting for and advising (led by David Railton KC and Craig Morrison) a sovereign investment authority in relation to claims for damages and rescission in respect of a transaction allegedly procured by fraud and bribery.

Advising on issues relating to the law of assignment.

Appearing as sole counsel in a County Court trial for a provider of recruitment services in respect of a claim to recover unpaid fees.

**Etiad Airways PJSC v Prof Dr Lucas Flöther [2019] EWHC 3107 (Comm)**

A jurisdiction challenge which considered the proper approach to interpreting jurisdiction agreements under English and EU Law and the applicability of Article 31(2) of Brussels Recast to asymmetric jurisdiction clauses. Gillian was a Judicial Assistant to Jacobs J during the hearing.

**eMagine films v Mister Smith [2019] EWHC 2085 (Ch)**

Assisted (during pupillage) in the successful defence to a claim for breach of contract arising out of a film finance dispute and raising issues of good faith.

Assisted (during pupillage) in a claim for damages under a cross-undertaking under a wrongly granted injunction for alleged patent infringement.

## International Arbitration

### Reported International Arbitration cases

**The Republic of Korea v Mohammad Reza Dayyani & others [2019] EWHC 3580 (Comm)**

Acting as a Judicial Assistant to Butcher J during the hearing in a s. 67 application to set aside an arbitral award of claims brought pursuant to the Korea-Iran Bilateral Investment Treaty.

### Notable International Arbitration cases

Working as part of the legal team in an ICC arbitration relating to a high-value oil and gas dispute involving allegations of fraud, breach of contract and termination for repudiation.

## Professional Discipline

### Notable Professional Discipline cases

Acting as part of the counsel team for the Financial Reporting Council in relation to its investigations into the collapse of Carillion Plc.

Assisting (during pupillage) in SRA disciplinary proceedings against a solicitor concerning allegations of dishonest breaches of the SRA Principles 2011.

## Education

- BPTC (Outstanding), City Law School (2017-2018)
- Bachelor of Civil Law (BCL) Distinction, Magdalen College, Oxford (2016-2017)
- BA (Hons) Law (Double First Class – 2nd in the third year, 4th in the first and second years), Selwyn College, Cambridge (2013-2016)

## Appointments, Memberships and Prizes

- **Lincoln's Inn:** Eastham Scholarship (Pupillage year); Lord Mansfield Scholarship and Hardwicke Entrance Scholar (BPTC year)
- **Oxford:** Law Faculty Prize in Philosophical Foundations of the Common Law (2017); 3 Verulam Buildings BCL Scholarship (2016)
- **Cambridge:** Clive Parry Prize for International Law (2015); Rebecca Flower Squire Scholarship (2015); various College scholarships and prizes for performance in law examinations (2013-2016)
- **Mooting:** Winner of the Inter-Inn Mooting Competition (2018); Winner of Lincoln's Inn Inter-Provider Mooting Competition (2018); Winner of the Cambridge-KCL Moot (2016)
- **Times Law Awards 2013:** Third Prize Winner
- Tutor in Contract Law at Oriel College, Oxford (2017-2018)
- COMBAR