

DR NATHAN SMITH

Year of call: 2007

Clerked by: Harry Young

AREAS OF EXPERTISE:

Banking & Finance Commercial Litigation Company
Insolvency Partnership Private Client, Trusts and Probate
Professional Negligence Real Estate Litigation Technology &
Construction



Commercial Litigation

Nathan has experience of dealing with a wide variety of commercial litigation including: contract disputes, arbitrations, injunctions, debt and guarantee claims, sale of goods act claims and unfair terms and relationships.

Examples include:

- (2019) Appearing for the claimants in a commercial arbitration following the termination of an agency agreement;
- (2019) Applying for a variation to a freezing injunction to increase the amount the applicants could use to fund their legal expenses;
- (2019) Acting on behalf of a Cypriot development company in the Commercial Court in London, in a dispute over alleged representations made prior to the sale of more than 30 properties. Led by David Casement QC;
- (2018/19) Acting as junior counsel in a £7 professional negligence claim arising out of the drafting and negotiation of a shareholder agreement;
- (2018/9) Acting for a financial services company in a dispute with an authorised representative over whether its clients had been contacted in breach of restrictive covenants;
- (2018/19) Representing a solicitor for alleged negligence in a claim arising out of a multi-million-pound property development;
- (2018) Acting for a large manufacturer in a dispute with a hire company over the leasing of vehicles;
- (2018) Acting for a high street bank in several claims involving unauthorised debit card payments;
- (2018) Representing a defendant in a dispute over title to a vehicle, where arguments were raised as to the transfer of title under the Sale of Goods Act 1979 and the Factors Act 1889;
- (2018) Representing a defendant in a mis-representation claim arising out of a settlement agreement;
- (2018) Obtaining injunctive relief for a national chain of public houses to enforce the terms of a lease.

Dispute Resolution

Nathan has represented numerous clients in mediation and always works to ensure his advice is practical and that the process is used as effectively as possible to reach an appropriate outcome.

Examples include:

- Mediations to resolve commercial disputes, such as the removal of confidential information from a business by former employees; and
- Mediations involving family members, disputes over the validity of wills and the adequacy of gifts for the purpose of the Inheritance (Provision for Family and Dependents) Act 1975.

Profile

Nathan joined chambers in April 2008 and practises in all areas of commercial dispute resolution and business and property law, with a particular emphasis on real property, insolvency, professional negligence, shareholder disputes and probate.

Nathan regularly appears in the Business and Property Courts and the County Court for banks, institutional clients, companies of all sizes and individuals. Nathan also frequently appears in the First Tier Tribunal, Property Chamber.

Nathan approaches every instruction with the of the aims and objectives of his clients in mind and understands the need to provide clear and comprehensive advice to enable his clients to effectively navigate through litigation.

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Areas of Expertise

Banking & Finance

Commercial Litigation

Company

Insolvency

Partnership

Private Client, Trusts and Probate

Professional Negligence

Real Estate Litigation

Technology & Construction

Memberships

Chancery Bar Association

Northern Chancery Bar Association

Northern Circuit Commercial Bar Association

British and Irish Commercial Bar Association

Publications

Nathan has published several articles in leading scientific journals, including Physical Review Letters.

Qualifications

2006/2007 Bar Vocational Course. Graded: Outstanding (ranked 1st in year).

2005/2006 Graduate Diploma in Law. Graded: Distinction (ranked 1st in year),

2001/2005 Atomic & Laser Physics DPhil, Oxford University

1997/2001 Physics MPhys, Oxford University (1st class)

Recommendations / Awards

‘His strengths are his attention to detail and being excellent on paper; he is a quality advocate.’ **Legal 500 2021**

Lincoln’s Inn Student of the Year (ranked 1st in year)

Wales & Chester Circuit Award

Oxford University Press Award

Lord Denning Scholarship

Buchanan Prize & Hardwicke Scholarship#

Other Career Details

2004/2005 Nathan was a lecturer in Physics at St. Peter’s College, Oxford.

Nathan has also published several articles in leading scientific journals, including Physical Review Letters.