

## Charles Phipps

Call: 1992

+442078222000      c.phipps@4newsquare.com

**Clerk: Dennis Peck**

d.peck@4newsquare.com

+442078222040      +447912405149



*He's a wonderful, steady pair of hands who always remains calm.*

- Chambers & Partners

**Charles Phipps has a particular interest in disputes relating to obligations of confidentiality (including legal professional privilege) and is the co-author, with the late Lord Toulson, of Confidentiality (3rd edition, Sweet & Maxwell, 2012).**

He specialises in professional liability claims involving lawyers, accountants and auditors, financial services professionals, insolvency practitioners, surveyors and valuers, construction professionals and insurance brokers, and is also instructed in more general chancery and commercial litigation.

He has been rated for many years by both Chambers & Partners and the Legal 500 in the Professional Negligence section. The Directories have described him in the following terms: “...attracts particular praise for his knowledge of financial disputes”; “Very good at the detail, and embraces the larger, more complex problems”; “Charles Phipps ... is regarded by many as something of an unsung hero of the Professional Negligence Bar. Clients say he is ‘unbelievably clever and hard-working...’. He has had great success in high-value claims relating to a number of professions.” “Renowned for his incredible intellect, Charles Phipps has a ‘wonderfully analytical brain’ that lends itself to handling complex cases”. He “has ‘an amazing ability to grasp a large volume of detail, quick turnaround on papers and a sensible approach to difficult legal issues’...”

### Privacy Policy

Click here for a **Privacy Policy** for Charles Phipps.

## Areas of Expertise

---

### Disciplinary

Charles regularly advises lawyers and other professional advisers about their professional regulatory obligations and has a particular interest in lawyers’ fiduciary duties, conflicts of interest (whether own interest conflicts or client conflicts), duties of confidence, and/or the law of privilege. He has been retained by leading commercial firms of solicitors in relation to SRA investigations.

Charles has also been instructed in cases before the Disciplinary Tribunal of the ICAEW (both on behalf of respondent accountants and by the Institute itself).

The issues that Charles is instructed to address include such matters as:

- Potentially conflicting retainers (sometimes in multiple jurisdictions)



- Potential conflicts between interest and duty arising out of previous errors
- Solicitors' involvement in claims management schemes
- Data protection obligations to clients and third parties
- Third party demands for solicitors' files, or other privileged/confidential information
- *Bolkiah*-type objections by former clients to a lawyer's retainer
- Lawyers' obligations in relation to the inadvertent receipt of privileged/confidential information
- Alleged breaches of the Solicitors Accounts Rules

Charles is co-author with the late Lord Toulson of *Confidentiality* (Sweet & Maxwell, 3<sup>rd</sup> edition, 2012), a new edition of which is due to be published in late 2019.

## Qualifications & Memberships

---

M.A. (Oxon.) (Literae humaniores, First class) Dip Law (City)

## Publications

---

### Solicitors' Practices and Subject Access Requests

3 May 2018

Following the implementation of the GDPR, subject access requests of solicitors are likely to become more common. The requests can raise a whole host of difficult issues, which can be time-consuming and costly to resolve. Ben Elkington QC and Charles Phipps of 4 New Square examine:

### Confidentiality

31 December 2012

Co-author with Lord Toulson