



NEW SQUARE

Murray Rosen QC, FCI Arb

Call: 1976

Silk: 1993

DD: +442078222057 m.rosen@4newsquare.com

M: +447768364272

Clerk: Lizzy Stewart

l.stewart@4newsquare.com

+442078222032

+447912405153



Murray Rosen QC FCI Arb brings unique experience and expertise to dispute solutions.

Having established a formidable reputation as a tenacious advocate and tactician over nearly 40 years, he returned to independent practice in 2015 as a strategic adviser, expert in English law and - primarily - as a "neutral" who resolves disputes rather than still fighting them.

He has acted in many significant international commercial disputes, as well as serving as head of leading commercial Chancery chambers and first head of the pioneering advocacy unit at Herbert Smith Freehills. His many practice areas over the years have included culture, media and sports law, and offshore fraud and asset tracing, with an emphasis on cross-border jurisdiction and remedies.

He was appointed a QC in 1993 and a Recorder in 2000, a Deemster in the Isle of Man in 2011 and a Deputy High Court Judge, Chancery Division in 2013. In the meantime he qualified as a Fellow of the Chartered Institute of Arbitrators and joined the London Court for International Arbitration, and was trained and accredited as a mediator by ADR Group and then CEDR.

His long career as a leading advocate taught him much about persuasion and negotiation, and led to a strong commitment to a variety of settlement strategies. His adversarial role was summed up by one of the directories as "tactically flawless...with a weighty reputation". To dispute solutions, he offers all the skills and knowledge of a senior lawyer who has represented governments, agencies and businesses around the world, as well as participating fully as a partner at a leading international law firm. This is a rare and possibly unique combination in his area of international disputes practice.

He brings to his practice as arbitrator and mediator an accessibility to disputants and their advisers; a thorough knowledge of the law, of cross-border problems and procedures, and of litigation and industry practices; and a familiarity with both sides of the English legal profession and with kindred professions in Europe, Asia and North America, all coupled with boldly creative solution-making. He is keenly aware of how different each dispute can be as well as the different approaches involved in privately imposing a resolution through arbitration, and reaching out consensually through mediation, and the range of techniques which work, and do not work, to achieve resolution in any particular case.

His work as judge, arbitrator, early neutral evaluator, mediator, adviser and expert covers both international commercial disputes – the mainstay of his eminent career for clients – and culture, media and sports, in which he has an exceptional background. This includes the chairmanship of various professional associations and disciplinary tribunals in sport disputes, including the first Chair of the new Premier League Judicial Panel, and his art curator work and postgraduate degree in History of Art from the Courtauld Institute in London. Among other things, he is an arbitrator internationally for the Court of Arbitration for Sport in Lausanne, and is on the first panel of the Court of Arbitration for Art in The Hague.



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Areas of Expertise

Sports Law

Murray Rosen QC has been a full-time arbitrator and mediator, specialising in sports disputes since 2016. He is an arbitrator at the Court of Arbitration for Sport in Lausanne (CAS) where he has sat on more than 20 cases. He is the first Chair of the new Premier League Judicial Panel, and was formerly chair of the Table Tennis England Board of Appeal. He has sat in many ad hoc and disciplinary tribunals, usually as chairman, for the Football Association, Football League and International Tennis Federation and other associations. He has also mediated in disputes between players and clubs, associations and media bodies. Sports involved have also included rugby, tennis, pentathlon, Formula 1 and rallying, swimming, boxing and snooker.

He has also been on the Sport Resolutions panel since its outset (as the Sport Disputes Resolution Panel) and helped to draft the first revision to its rules. As counsel for over 30 years he appeared in relation to a wide variety of sports, including motor sport, boxing, snooker and athletics. was the founding chairman of the Bar Sports Law Group and a chairman and director of the British Association for Sport and Law.

He is a strong believer in fairness and in the power and benefits of sport and has a keen appreciation of its social, political and financial aspects. He has participated in sport all his life, is a member of the MCC and Arsenal FC, and still regularly plays real tennis and ping pong. His knowledge of the sports scene and the issues which arise, both commercial and regulatory, in relation to the governance of sport, and its competitions and events, makes him a sympathetic hands-on tribunal chairman and a successful mediator. He has recently initiated an ad hoc working party consulting and reporting on the Impact of Covid-19 on sport disputes resolution procedures, supported and published by LawinSport.

Qualifications & Memberships

MA Philosophy & Law (Trinity College, Cambridge)

Diploma in EU & Civil Law (Brussels Free University)

Postgraduate diploma in history of art (Courtauld Institute London)

Memberships:

Member of the Court of Arbitration for Sport, Lausanne; London Court of International Arbitration; Sport Resolutions

Deputy High Court Judge (Chancery); Recorder

Acting Deemster, Isle of Man

Bencher, Lincoln's Inn

Chair, Premier League Judicial Panel

Former chair, British Association for Sport & Law; Bar Sports Law Group

Insights

Fraud and ADR in Culture, Media & Sports Disputes



27 July 2020

One of the cases mentioned in Murray Rosen QC's Podcast on "Art Disputes in Times of Pandemic" (14 July 2020) was *SatFinance Investment Ltd v Philbrick & Others* [2020] EHC 1261 (Ch), a decision of Chief Master Briggs delivered in the English High Court on 26 May 2020 during the Covid-19 lockdown.