

Nigel Burroughs

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He clearly knows the law and gives clear and concise advice

- Legal 500

Nigel Burroughs joined 4 New Square after 15 years in commercial chancery chambers. He covers all areas of chancery work, and associated professional liability claims.

Nigel is also well known for his pensions' and offshore practice, and is recognised as a leading junior in these areas by The Legal 500.

His practice has taken him to Saudi Arabia, Jersey, Guernsey and the British Virgin Islands. He has been called to the bar of the Supreme Court of the Eastern Caribbean.

Nigel is variously described as "technically excellent, he's very good to deal with and he really does get his hands dirty with the materials" (Chambers & Partners); "great fun to work with, offers commercial and pragmatic advice, and has a wide chancery background which informs his pensions work" (Chambers & Partners); who 'can hold his own against QCs' (Legal 500).

Privacy Policy

Click here for a **Privacy Policy** for Nigel Burroughs.

Areas of Expertise

Company and Insolvency

Nigel's company practice tends to focus on the more litigious aspects of shareholder and directors disputes, including unfair prejudice petitions. He also advises on pure company matters such as financial assistance.

On the insolvency side, Nigel usually acts for insolvency practitioners seeking to avoid antecedent transactions and recover assets. He also has considerable expertise in the construction of floating charges. In the last few years there have been an increasing number of cases involving insolvent companies and their pension schemes.

Recent cases have included:

- Acting for a Japanese owned food manufacturer in a dispute with a minority shareholder.
- Claims against a company's professional advisers arising out of a transaction which involved financial assistance in the purchase of its own shares. The advice included how to lawfully redo the transaction.



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- Advising administrators in relation to the enforceability of an equitable charge securing an advance to purchase the business of the company which was superseded by a legal charge granted at a time when the company was insolvent.
- Acting for the supervisors of a CVA in connection with a claim for specific performance against the company.
- The recoverability of a deficit in a pension scheme from the principal employer in liquidation where the company had not employed any of the members of the scheme.

Qualifications & Memberships

Association of Pensions Lawyers
Commercial Bar Association
Supreme Court of the Eastern Caribbean

Education

B.A. (London) Dip. Law (PCL)

Insights

Expert Evidence on Share Valuations: When to use hot tubbing in unfair prejudice petitions

22 July 2019

A critical part of any unfair prejudice petition is the valuation of the minority shareholding. Paul Mitchell QC and Nigel Burroughs of 4 New Square were counsel on different sides in *Swain v Swains Plc*, a case in which the expert share valuation evidence was taken concurrently. They look at the pros and cons of hot tubbing, and offer practical advice on how to approach the way experts should give their evidence.

Pensions and extrinsic contracts

13 September 2011

An article which considers how the legal principles of extrinsic contracts and estoppel apply in the context of pension schemes.