



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

Offshore

"Incredibly bright, with a wealth of knowledge and experience in Chancery work." – *Legal 500, 2020*

Nigel is ranked as a Leading Offshore practitioner by Legal 500. Nigel's offshore work tends to focus on trust matters, although he also experience of insolvency, commercial and property disputes and professional liability claims. He acts in domestic proceedings involving offshore structures and companies, as well as claims proceeding in offshore jurisdictions. His clients have included Swiss trust companies, Guernsey and Jersey trusts, and corporations based in various Caribbean jurisdictions.

He has been called to the Bar of the Supreme Court of the Eastern Caribbean, and has appeared in court in the BVI. His practice has taken him to Saudi Arabia and court in Guernsey and the Isle of Man. In the last year Nigel has undertaken two secondments with a leading international offshore law firm in Guernsey.

Recent cases have included:



NEW SQUARE

- Acting on the discharge of a freezing order obtained against a Swiss trust company and challenging the court's jurisdiction to hear claims for dishonest assistance, breach of fiduciary duty and unjust enrichment.
- **Synergy Capital Limited** – Nigel acted for the UK individual who was the ultimate source of £8.5 million which was misappropriated by his account manager at UBS. The funds were paid into a complicated Guernsey company structure ending up in the hands of Synergy Capital Limited. The matter went to the Guernsey Court of Appeal on whether the individual had *locus* to wind up the company as an interested party (a provision unique to Guernsey insolvency law).
- Acting for Swiss trustees in relation to claims of gross negligence and breach of trust against former trustees, and the enforceability of inter-company loans totalling \$125 million. The claimants were the liquidators of various BVI companies ultimately owned by the trust, and the claims arose out of the insolvency of an Icelandic bank.
- Rectification proceedings in Guernsey which included consideration of whether the Royal Court should apply the English authority *Pitt v Holt, Futter v Futter*, or decline to follow it (consistent with the approach in Jersey).
- Nigel has acted both for and against offshore trustees in several claims arising out of the poor performance of trust fund investments.

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.