

## GEORGE HAYMAN KC

CALL: 1998 KC: 2018



## OVERVIEW

George's practice extends across the full range of commercial disputes, both in court and arbitration. His cases have covered commercial contracts, civil fraud, asset recovery, shareholder disputes and insolvency, often involving a major international element. He is adept at navigating the full spectrum of interim orders such as asset freezing, injunctions, and jurisdiction challenges, through to trials and final hearings. Along with his domestic court work (principally in the Commercial Court and Appellate Courts) and offshore court work (principally in the BVI and Trinidad), George is regularly instructed in LCIA, ICC, and ad hoc arbitrations. He is consistently highly recommended in the legal directories for all his areas of expertise.

## EXPERTISE

### COMMERCIAL LITIGATION & ARBITRATION

George's practice covers business agreements and contract disputes of all kinds (including shareholder disputes), both in court and arbitration. He has extensive experience as a trial lawyer and in all aspects of interim disputes in the English Courts and overseas, and has acted as counsel in many LCIA, ICC and ad hoc international commercial arbitrations.

The directories report that "*he knows his subject matter inside-out and is user-friendly*", and describe George as "*a very diligent and careful barrister who is excellent on complex matters and very persuasive in court*". His recent notable court and arbitration cases include:-

- *Hua She Asset Management v Kei* [2022]: application challenging recognition and enforcement of a £20m Chinese (Shanghai International Economic and Trade Commission) arbitration award and related freezing

injunction.

- **X v Y** [2022-2023]: acting for the Defendants in ICC and LCIA arbitrations concerning a large scale construction project and the development of part of London's Docklands.
  - **Hangzhou Jiudang v Hung** [2023]: application in the Commercial Court challenging enforcement in England of two Chinese Court judgments.
  - **X v Y** [2022]: LCIA arbitration concerning breach of oil & gas contracts.
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## CIVIL FRAUD

George acts for international clients in fraud disputes in the commercial courts and overseas, and has appeared in high profile cases including the Libyan Investment Authority Litigation, the Abyazov Litigation and the Namalco Litigation.

The directories recommend George as “*a real expert in fraud cases with a huge amount of experience*”. He “*knows fraud inside out, from injunctions to substantive claims. A delight to work with, and exceptionally user friendly*”. His recent notable cases include:-

- **Namalco Construction v EMBD** [2018-2023]: acting for the State-owned Defendant in a 6-week trial of a \$1.4 billion construction claim in the Caribbean Court of Justice (Trinidad & Tobago) concerning conspiracy in relation to five large scale infrastructure projects.
  - **Tugushev v Orlov** [2019-2021] : a dispute over the ownership of 'Norebo', one of the largest fishing enterprises in the world, concerning allegations of conspiracy and fraud. Generated notable judgments on jurisdiction ([2019] EWHC 645(Comm)) and the discharge of worldwide freezing orders ([2019] EWHC 2031(Comm)).
  - **Libyan Investment Authority (LIA) v Societe Generale and Others** [2016-2017]: acting for the Fifth Defendant claims brought by the LIA to set aside \$1.5 billion of structured investments with SocGen on the basis that they formed part of a corrupt scheme involving the alleged bribe of Libyan state officials.
  - **Tatneft v Bogolyubov and Others** [2017] : \$380m fraud claim by a Russian state oil company against four Ukrainian oligarchs. Obtaining freezing and asset disclosure orders.
  - **JSC BTA Bank v Abyazov** [2011-2015]: representing the principal defendants in this major international commercial dispute in relation to the affairs of a Kazakhstan bank. Particular involvement in committal proceedings, injunctive relief, summary judgment applications and appeals in the Commercial Court, Chancery Division, Court of Appeal and in the Supreme Court of the Eastern Caribbean(BVI).
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## OFFSHORE & TRUSTS

Much of George's work has an international element, and so he frequently represents international clients in overseas courts and arbitrations.

As a member of the Bar of the Eastern Caribbean Supreme Court (BVI), and the Trinidad & Tobago Bar, George undertakes advisory and advocacy in that region. His recent notable cases include:-

- **Namalco Construction v EMBD** [2018-2023]: acting for the State-owned Defendant in a 6-week trial of a \$1.4billion construction claim in the Caribbean Court of Justice (Trinidad & Tobago) concerning conspiracy in relation to five largescale infrastructure projects.
- **Wilton Trustees v AFS Trustee** [2022]: acting for six defendants in largescale multi-party claims in the Eastern Caribbean Court(BVI), involving allegations of breach of trust, conspiracy, and fraudulent misrepresentation.
- **JSC BTA Bank v Abyazov** [2015-2016]: representing the principal defendants between 2011 and 2016 in this major international commercial dispute in relation to the affairs of a Kazakhstan bank. Particular involvement in enforcement proceedings in the BVI Commercial Court and in the Supreme Court of the Eastern Caribbean(BVI).

## DIRECTORY QUOTES

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*"Understands the demands of the client and is willing to take a more pragmatic approach than others."*

**Chambers UK Chancery: Commercial (2024)**

*"George has brilliant advocacy combined with client-handling skills."*

**Chambers UK Fraud: Civil (2024)**

*"Supreme advocacy matched with exemplary client-handling skills. An extremely persuasive advocate, who knows precisely what to focus on in order to achieve a result. One of the very best."*

**LEGAL 500 (2024 )**

*"He is relentless - no stone remains unturned. George provides a clever solution rather than an obvious one, and is very adaptable in his thinking if the unexpected happens."*

**Chambers Global (2023)**

*"He knows his subject matter inside-out and is user-friendly."*

**Chambers UK (2023)**

*"George identifies issues very early on with confidence and accuracy."*

**Chambers UK (2023)**

*"He's been doing this work since before it was fashionable – knows fraud inside out, from injunctions to substantive claims. A delight to work with, exceptionally user friendly."*

### Legal 500 (2023)

*"George is very innovative and commercially savvy. He is a real expert in fraud cases with a huge amount of experience."*

### Chambers UK (2023)

*"A very diligent and careful barrister who is excellent on complex matters and very persuasive in court."*

### Legal 500 (2022)

## MEMBERSHIPS

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- COMBAR
- Chancery Bar Association
- Fraud Lawyers Association
- CamArb (arbitration group)

## QUALIFICATIONS

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- MA (Cantab)

## NOTABLE CASES

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- *Namalco v Estate Management and Business Development Company Ltd*
- *Tugushev v Orlov [2019]*
- *Alexander Tugushev v (1) Vitaly Orlov (2) Magnus Roth (3) Andrey Petrik (2019)*
- *State Bank of India & 12 Ors v (1) Vijay Mallya (2) Ladywalk Llp (3) Rose Capital Ventures Ltd (4) Orange India Holdings Sarl (2018)*
- *PJSC Tatneft v Gennadiy Bogolyubov & ors (2017)*
- *As Latvijas Krajbanka v Vladimir Antonov (2016)*
- *JSC BTA Bank v Mukhtar Ablyazov (July 2013)*
- *Loughridge v Financial Times Ltd (2013)*
- *JSC BTA Bank v Mukhtar Ablyazov (2013)*

- *JSC BTA Bank v Mukhtar Ablyazov* (6 November 2012)
- *JSC BTA Bank v Mukhtar Ablyazov & Ors* (1 November 2012)
- *JSC BTA Bank v Mukhtar Ablyazov* (September 2012)
- *JSC BTA Bank v Mukhtar Ablyazov & 6 Ors* (29 February 2012)
- *JSC BTA Bank v Mukhtar Ablyazov* (16 February 2012)
- *Mukhtar Ablyazov v JSC BTA Bank* (28 November 2011)
- *JSC BTA Bank v Mukhtar Ablyazov & Ors* (7 October 2011)
- *JSC BTA Bank v Mukhtar Ablyazov* (June 2011)
- *Kathleen Bleasdale & John Cariss v Deborah Forster* (2011)
- *Leslie Dweck v Mark Forstater & Ors* (2010)
- *Secretary of State for Business Enterprise & Regulatory Reform v Sullman & Poole* (2008)
- *National Sporting Club Ltd v PCA Management Ltd* (2006)
- *Colin Dawson Windows Ltd v (1) King's Lynn & West Norfolk Borough Council (2) Winifred Howard* (2005)
- *Phonographic Performance Ltd v Planet Ice Ltd* (2004)
- *R v Robert Alexander Johnstone & Ors* (2003)
- *David West (T/A Eastenders) v Fuller Smith & Turner Plc* (2003)