

## EDWARD MORGAN



### YEAR OF CALL

1989, Lincoln's Inn

### EDUCATION

LLB (Hons) University of Central Lancashire  
LLM (Employment & Industrial Relations), University of Leicester  
JCL Katholieke Universiteit Leuven

### ASSOCIATIONS

Member of the Bar of Northern Ireland  
Chancery Bar Association  
Employment Law Bar Association  
Canon Law Society of Great Britain and Ireland

*"Treads the border between commercial and employment law with great facility"*

*Legal 500 – 2008*

*"Observers underlined 'the commercial grasp and detailed knowledge of the subject' shown by Edward Morgan."*

*Chambers & Partners 2007*

*"Edward Morgan 'calm, focused and very sharp'"*

*Legal 500 – 2005*

*"Edward Morgan has 'fire in his belly' and, according to the market, he 'absorbs case details with alarming speed'. He also picked up praise for building up 'an excellent rapport with solicitors and clients'."*

*Chambers & Partners 2005*

### APPOINTMENTS

Part-Time Employment Judge (assigned to the Leeds Region)  
Judge to the Diocese of Salford  
Fellow of the Centre for Law and Religion

### AREAS OF PRACTICE

Company Law  
Confidentiality Privacy and Data Protection  
Rights  
Professional Negligence  
Employment  
Canon Law  
Insolvency  
Guarantees

### PRACTICE PROFILE

The areas of work undertaken are complementary and span a wide range of commercial litigation in High Court, Arbitration and Mediation proceedings. High Court litigation has involved particular emphasis upon director responsibilities and corporate governance; breach of fiduciary duties, constructive trusteeship and related restitutionary claims; directors disqualification; shareholder disputes; restrictive covenants; confidentiality; passing off; Pension and PHI related issues; the rights and obligations of trustees; partnership and related fields. Mediator and Arbitrator appointments are also accepted in these areas.

Advisory work and advocacy is also undertaken in relation to property transactions with particular interest in transactions susceptible to challenge on the grounds of undue influence, breach of trust and knowing assistance or receipt.

In the field of Canon Law, work has been undertaken on behalf of a wide variety of ecclesiastical organisations in relation to property and regulatory issues, including restitution of property; hierarchical relationships and the canonical position of Diocesan Trustees.

### NOTABLE CASES

- *In the Matter of BTP* (Commercial Arbitration £17m)
- *Re Essa Tabra* (Arbitration Act Appeal involving application of Sharia)
- *HMCE v Wilson* (Evasion of Anti dumping Duty/EC Customs Code)
- *Re Millwall FC* [1998] 2 BCLC 272 (re Definition of "liability" within CVA)
- *R v Leicester CC Ex P HMCE EWHC Admin* 33 (Judicial Review)
- *Everson v Flurry* (Classification of insurance contract)
- *McMullen v Gibney* (Northern Ireland CA) (Subrogation)
- *Harrison v Preston BC and Driver* (Agency/ SDA/Public Law)
- *AL Barnes Ltd v Time Talk (UK) Limited* [2003] EWCA Civ (illegality/knowning assistance)
- *Crown Garages And Ors v Staffordshire Police Authority* (Private law challenge to Police Vehicle Recovery Scheme)
- *VGC Clements v Smith and Ors* (WTR within the construction industry)
- *Oldham BC v Kwik Fit PLC* (Validity of Prohibition Notice)
- *Amec Developments Ltd v Jury's Hotel Limited (UK) Ltd* (2001) 82 P & CR 22 (Damages in lieu of final injunction following breach of covenant)
- *Nawaz & Hussain v Crowe Insurance Group* [2003] EWCA Civ 316 (Service of Statutory Notices and Agency)
- *In the Matter of a Religious Institute of Diocesan Right* (Petition for Suppression)
- *Darnell and Ors v Hertel (UK) Ltd* [2006] EWHC (Deductions to be made in assessing quantum following conversion of commercial equipment)



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- *Broome & Wellington v Greenstein*  
(unreported) (Interim payment award of \$3.5m)
- *Dynamex Friction Ltd and Anor v Amicus et al* [2008] EWCA Civ 381 (TUPE Regulations and Administrators Decision to dismiss entire workforce)

### **INTEREST**

Family; Classical music; Rugby

### **QUALIFICATIONS**

LLB LLM JCL

Fellow of the Chartered Institute of Arbitrators (FCIArb)

Fellow of the Royal Society of Arts (FRSA)

### **PUBLICATIONS**

Contributor to The Sweet & Maxwell  
Encyclopaedia of Employment Law



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