

Tanfield Chambers

Marc Glover

mglover@tanfieldchambers.co.uk

Areas of Practice

Business & Commercial
Property
Public Access

Career

Called to the Bar 1999

Profile

Marc Glover has developed a successful chancery practice, covering the areas of property, company/insolvency and commercial/business law. Within this sphere, Marc has developed a sub-specialty in Tax and VAT.

Marc's client experience includes banks/building societies, local authorities, well-known limited companies and high net wealth individuals (with assets of £50 million plus).

Marc regularly appears in the County Court and High Court, and has experience of appearing before the Court of Appeal. He also undertakes arbitrations and mediations.

In recent years, Marc has been junior counsel to a number of high profile Queen's Counsel including Geraint Jones QC, Paul Girolami QC, Kudlip Singh QC and Andrew Hogarth QC.

Marc is now qualified to accept Direct Access clients.

Experience

Property

Landlord & tenant:

Possession actions, unlawful eviction, distress, forfeiture (including Sch B1 Insolvency Act protected cases) and relief, lease renewal, enforcement of covenants (insurance and repair), dilapidations, bailment of tenant's property, enfranchisement.

Real Property:

Trusts. Adverse possession, boundaries, easements, restrictive covenants and mortgage actions (commercial and residential). Sale agreements (auction and private treaty) including VAT issues; Transfer of a Going Concern).

Business & Commercial

Company:

Shareholders' dispute and minority shareholders' remedies, directors' duties & disputes, company meetings and resolutions, memoranda and articles of association, dissolution and restoration of companies, shareholders' agreements, disqualification of directors.

Insolvency:

Winding up petitions, administration petitions, receiverships and company charges, creditors' schemes of arrangement and transactions at an undervalue/preference.

Commercial:

Contractual disputes, partnership disputes, the supply of good and services, sale and carriage of goods, debt recovery, banking & finance, joint venture agreements, commercial fraud, agency, factoring and restraint of trade, tax and VAT.

Significant Cases

Stablewood Properties Ltd v Amrit Virdi & Anr [2010] EWCA Civ 865, LTL 28/7/2010

Creation of a trust in company shares – settlor the legal owner of all the company shares and the sole director of the company - beneficiary of shares right to control

and occupy company property and to control the company – beneficiary seizing occupation of the property and retaining rental income - director meeting company's mortgage liability – possession claim by the company against the beneficiary - trustee/nominee shareholder's rights and duties towards a beneficiary where he retains a security in the settled shares – trustee's separate rights and duties in respect of the company property as a director .

Abbey Forwarding Ltd v Hone & Oths [2010] EWHC 1532 (Ch), LTL 28/06/2010

Freezing Injunction £5.6million – Application to make a payment out of frozen funds - Proposed payment not within the species of payments permitted under the “ordinary course of business” exception – Variation to Freezing Injunction to specifically permit payment granted.

Graham Huntley & Oths v Simon Armes [2010] EWCA Civ 396, LTL 11/5/2010

Boundary dispute – Application of a conveyance plan – Adverse possession – Limited original boundary features – Conveyance plan boundary displaced by findings that the physical boundary had been laid out in its present position in the 1930s.

Panayiotou & Oths v Nicolaou [2010] EWCA Civ (The Chancellor, Etherton & Elias LJJ), 14.04.2010

Trustee - Possession Claim against a dependant of a beneficiary - TLATA 1996

Goldberg & Oths v Foster Squires (a Firm) [2010] EWHC 450 (QB), LTL 19/3/2010

Accountant's liability for negligent investment advice - Fraud – Partnership liability - Partnership Act 1980, s.10 - Vicarious liability - The ordinary course of the business of an accountant includes expressing a view as to the risks associated with an investment.

Acting in the High Court on behalf of Allied Irish Bank and others in a shareholder, director and charge holders' dispute, concerning the Penthouse Club, 1 Leicester Square.

Acting on behalf of Defendants in a £1 million commercial fraud claim brought by Aviva Insurance.

Acting in a shareholder (s. 459) and director dispute concerning a company holding high value and sensitive contracts with the Parliamentary Estates pertaining to Downing Street and the Houses of Parliament.

Acting on behalf of a Claimant in a £600,000 professional negligence claim against a leading City firm and leading counsel, concerning a failure to claim properly the interest in a complex loan case that was successful in recovering the principle sum (c. £2,000,000).

Acting in the High Court on behalf of a number of jewellery wholesalers in a multi-jurisdiction (Dubai, Hong Kong, UK) action for payment on goods in excess of £15,000,000.

Partnership dissolution concerning an import business with assets overseas and a value in excess of £20,000,000. The matter involved tracing of assets overseas and issues concerning HMRC.

Acting for a commercial property company in an application under paragraph 43(4) of Schedule B1 of the Insolvency Act 1986 to forfeit a lease and paragraph 43 (6) of Schedule B1 of the Insolvency Act 1986 to be permitted to levy a distress for rent at the Premises. The case was covered in Estates Gazette.

Publications

Contributor, *Service Charges and Management: Law & Practice* 2nd edition (Sweet & Maxwell)

Contributor, *Service Charges and Management: Law and Practice*, 1st Edition 2006 (Sweet & Maxwell)

Contributor, *RICS online Insurv Service, Oversailing and Trespass*

Co-author, *Just Not Cricket*, Solicitors Journal 20 October 2009

Co-author, *What's your partner up to?*, Accountancy Age 10 June 2010

Author, *The Great Divide*, Solicitors Journal June 2010

Memberships

Member, Property Bar Association

Member, Chancery Bar Association

Member, Commercial Bar Association (COMBAR)

Qualifications

LLB Hons (University of Lancaster)

LLM International/European Business Law (University of Lancaster)