



Andrew Mold

Call: 2003

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“Excellent in terms of his work product and his attitude, he’s an absolute pleasure to work with”

Chambers and Partners 2019

Clerks’ Details

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Qualifications and Appointments

- First Class honours degree in Law, St John’s College, Cambridge
- Clifford Chance David Gottlieb Prize for obtaining the highest law examination results in the year at the University of Cambridge
- Jacovides Prize for international law
- College and university awards for gaining a first in each year of undergraduate degree
- LLM from Harvard Law School
- Hardwicke and Mansfield Scholarships from Lincoln’s Inn
- Registered advocate before DIFC Courts

Memberships

- Chancery Bar Association
- COMBAR
- Association of Pension Lawyers
- ACTAPS
- Bar Pro Bono Panel

Publications

- [How to side-step valid trust and corporate structures](#) (2014) *Trusts & Trustees* 20 (9):891-929
- Author of the negligence section of *Cordery on Solicitors*

Practice Overview

Andrew’s practice covers commercial and traditional chancery work. Within these fields, he has particularly strong interests in trusts, pensions, fraud and breach of fiduciary duties, professional liability, company and partnership disputes. He is also often brought into to assist with cases involving other areas of the law most notably family, insolvency and regulatory proceedings.

Andrew enjoys both the advisory and advocacy sides of his practice and is experienced in the main forms of alternative dispute resolution. He frequently appears on his own against QCs. He is also regularly instructed as part of a team either alongside a QC or leading more junior barristers.

In recent times, Andrew has gained significant experience of working on so-called ‘big money’ divorce cases involving the treatment of trust assets. He has also been instructed in many of the recent leading pension cases especially those considering the use of The Pensions Regulator’s powers.

Many of Andrew’s cases involve an international element, particularly in the context of trust disputes or fraud cases, and he has been admitted to the Bar of the Cayman Islands where he has appeared as an advocate. In the past few years, Andrew has been engaged on matters concerning proceedings in Jersey, the Isle of Man, Cyprus, Switzerland, Singapore, Bermuda, Nevis, the British Virgin Islands, several states of the USA and the Cayman Islands.

The recent Chambers & Partners 2019 describes him as *“an absolutely urbane, sophisticated and interesting, client-facing guy”* who is *“a very reliable and personable barrister and a safe pair of hands”* A well-liked junior who is effective in fraud and breach of fiduciary duty cases. He is admired for the quality of his advice and advocacy and often appears unled in significant cases.

Andrew adroitly handles a diverse range of traditional and commercial chancery matters, demonstrating considerable strength in cases concerning trusts, professional liability and company law. *“He’s excellent with clients, excellent to work with and a talented guy.”* He is also known for his expertise with regard to the treatment of trust assets in high-value divorce cases.

Meanwhile the 2019 edition of The Legal 500 describes Andrew as *“rock solid on the law while remaining very commercial”* and says *“you can be confident that he will find the answer to the most complicated of cases.”*



Trusts, Tax, Probate and Estates

Andrew has significant experience of trust-related matters (both offshore and onshore). The majority of his work is contentious but he also regularly advises in non-contentious matters.

Over recent years, he has applied his knowledge of trust law and fiduciary obligations to differing contexts, in particular divorce proceedings, commercial disputes and corporate transactions.

Recent notable matters that Andrew has worked on include the following:

- *Re Longleat Estate*. Andrew acted for a professional trustee in litigation over the terms on which he should retire as a trustee.
- In the matter of an Application for Information about a Trust. Andrew was instructed in these Bermudian proceedings for a beneficiary seeking information about the administration of a trust which contains a provision restricting disclosure in the trust instrument. The case was due to be heard by the Privy Council but settled shortly before the hearing.
- *Charman v Charman*. Court of Appeal decision involving the largest-ever contested divorce award in England and Wales which considered the extent to which the assets of an offshore discretionary trust should be taken into account for ancillary relief purposes
- *Rybolouleva v Ryboloulev*. Acting for a husband in satellite litigation arising out of divorce proceedings in Geneva and involving trust and related issues. The divorce award made by the Swiss Court was in the sum of around 4 billion Swiss francs.
- Advising in respect of several other confidential divorce cases which involve trusts, conflicts of law, enforcement issues and interim relief.
- *In the matter of an Isle of Man Trust*. Andrew acted for the trustee of an Isle of Man trust in proceedings in the Isle of Man courts which sought various declarations and the 'blessing' or a momentous decision proposed by the trustee.
- *Al-Bassam v Al-Bassam*. Long-running dispute involving issues of probate, succession, domicile, conflict of laws and forgery of a will and marriage certificate.
- Advising in respect of an ongoing investigation by the SEC, IRS and New York District Attorney into a series of settlements administered in the Isle of Man.
- Advising on the appropriate drafting of an IPO prospectus which required the disclosure of various interests under settlements.
- Acting and advising in respect of cases under the Inheritance (Provision for Family and Dependents) Act 1975.
- *Sagicor (Cayman) Ltd v Hurlstone and others*. Proceedings before the Grand Court of the Cayman Islands in which claims of insurance fraud arising out of Hurricane Ivan were successfully defended. Further proceedings for an account of damages suffered as a result of a freezing injunction which had been in place for three years and for abuse of process followed the main action.
- *Reeves v Sprecher*. Acting for one partner in a dispute over the ownership of a successful hedge fund business. Parallel proceedings were launched in England and St Kitts & Nevis involving allegations of breach of fiduciary duty, fraudulent misrepresentation and the unfair redemption of shares.
- *Demco Investment and Commercial SA v S-E Banken Forsakring Holding Aktiebolag*. Large scale arbitration under the Stockholm Chamber of Commerce relating to pensions mis-selling, the conduct of the Pensions Review and indemnities under a sale and purchase agreement.
- Confidential proceedings in the Queen's Bench Division to obtain an urgent injunction preventing a licensor from repudiating a worldwide licence agreement for the manufacture of clothing. Simultaneous proceedings were ongoing in Delaware and Illinois.