



## James Ayliffe QC

Call: 1987

QC: 2008

jayliffe@wilberforce.co.uk

### Clerks' details

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### Qualifications and Appointments

- First in Philosophy Politics & Economics  
New College, Oxford
- Distinction in Diploma of Law.  
City University, London

*“Simply excellent. He’s hugely intelligent, hard-working and a master tactician. Superb on his feet, hugely persuasive and always a real pleasure to work with.”* Chambers & Partners 2022

## Memberships

- Chancery Bar Association
- COMBAR
- Commercial Fraud Lawyers Association
- Professional Negligence Bar Association
- Property Bar Association
- Member of the Bar of the British Virgin Islands

## Publications

- [Transaction Avoidance in Insolvencies](#), OUP (2012)
- [Hill and Redman’s Law of Landlord and Tenant](#) (2016) Specialist Editor

## Practice Overview

James is an experienced QC providing advice and advocacy services across a wide range of commercial fields, including business and financial contracts, banking, company, insolvency, financial services, civil fraud, professional negligence, real estate and contentious trust matters.

Disputes and issues arising, directly or indirectly, from the ownership or exploitation of real property assets feature particularly prominently in James’s work.

Much of James’s work has an international dimension with cases involving jurisdictions as diverse as BVI, Cayman Islands, Channel Islands, Cyprus, South Africa, Netherlands, Isle of Man, Gibraltar, New York and Ukraine.

James is currently ranked in the legal directories (Chambers & Partners, Chambers Global and/or Legal 500) in the following fields:

- Commercial (Chancery)
- Financial Services
- Real Estate Litigation
- Professional Liability
- International & Offshore.

The 2022 edition of Chambers and Partners describes James as *“simply excellent. He’s hugely intelligent, hard-working and a master tactician. Superb on his feet, hugely persuasive and always a real pleasure to work with.”* He’s *“a very calm barrister who wears his intelligence lightly,”* with *“a fantastic mind. He brings together the financial and real estate worlds seamlessly.”* *“He is a superb, technically outstanding barrister.”*

While Legal 500 2021 describes him as *“hardworking. An excellent team player. Cautious but proactive, with strategic ideas and suggestions. Paperwork is very clear and precise, and work is produced on time.”* *“James has good broad commercial practice and is highly experienced.”*



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## Practice Overview continued

Comments in past directories include: "excellent"; "exceptionally intelligent" with a "brilliant ability to analyse contractual situations", providing "very balanced and measured advice"; "the epitome of the modern QC"; "an excellent legal brain"; "a real team player" who "works alongside everyone to achieve the right result"; "always adopts a practical commercial approach"; "superb at anything", "excellent", "a fine barrister with a charming manner", "very good with clients", "a first rate intellect with a user-friendly manner that engenders confidence", "has the ability to digest information and advise coherently on the most complex of legal arguments", "an excellent communicator who provides supremely intelligent advice", "very confident in implementing the advice he gives", "a real specialist", "his advocacy is fantastic and he is able to sway the judge's mind", "a great guy to work with", "fantastic", "dynamic", "level-headed and focused", "easy to deal with", "always on top of his cases", "a splendid understated style", "held in high regard", "widely respected", "meriting the most notable compliments", "intellectually tough", "will stand up to anyone", and "a star of the commercial Bar".

James also acts as an arbitrator, mediator and expert.

## Commercial

James's experience in the commercial field includes:

- banking & finance;
- civil fraud;
- company;
- financial services;
- insolvency;
- joint ventures & partnership.

See separate pages for further details on the above practice areas.

Some examples of other commercial cases handled by James include:

- advising major provider of outsourcing services regarding termination and 'step-in' issues;
- advising private equity firm regarding issues arising under an agreement for the sale of shares in a Turkish retail business;
- acting for local authority in dispute with major waste recycling business regarding the proper interpretation of their respective obligations under long-term contract for recycling of waste;
- acting for well-known FTSE 100 company in LCIA arbitration concerning operation of complex £2bn re-financing arrangements;
- advising private equity firm regarding contractual rights against vendor of software business;
- advising packaging company in relation to dispute with its logistic services supplier regarding proper performance of its contractual obligations;
- acting for printing company defending a multi-million pound claim by a government agency for breach of contractual duties to protect confidential material from theft;
- acting for hotel owner in multi-million pound LCIA arbitration relating to alleged breaches of operating and management agreement in respect of a major hotel in Saudi Arabia;
- advising Russian investment bank in relation to claim by executive recruitment firm for fees for alleged services in connection with the recruitment of top executives;
- representing provider of share and bond trading services in multi-million pound dispute with IT suppliers;



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## Commercial continued

- representing licensor in defence of US\$80m LCIA arbitration regarding alleged breach of international licence agreement governing use of well-known brand and trademark in connection with sale of handbags;
- advising manufacturer of street cleaning vehicles on contractual claim against company responsible for the cleaning of London boroughs;
- Acting for international financial services group defending £20m claim for alleged fraudulent misrepresentation in relation to the sale of insurance business;
- representing vendors of air conditioning business in claim for deferred consideration for sale of shares;
- advising local health authority in relation to issues arising under complex contractual outsourcing arrangements;
- acting for licensor in US\$20m claim for alleged repudiation of an international licence for the use of a well-known brand in connection with the sale of watches.

James has been listed in the directories for commercial chancery work for many years.

Chambers & Partners 2022 describes James as "*simply excellent. He's hugely intelligent, hard-working and a master tactician. Superb on his feet, hugely persuasive and always a real pleasure to work with.*"

Chambers & Partners 2021 describes him as "*Simply top notch - he is able to assess complex situations and devise highly effective strategies. He inspires confidence in clients, is first class on his feet and a pleasure to deal with.*" "*He's measured, understated and thoughtful in his advice.*"

Chambers & Partners 2020 notes the breadth of his commercial chancery practice and describes him as "*simply outstanding; he's very bright and user-friendly. He provides measured and balanced advice and is a persuasive advocate.*" "*He's a very good, strong QC. He's shown himself to be pretty adept at handling the commercial strategy as well as the law.*"

Much of James's commercial work has offshore or cross-border elements. Some representative cases include:

- acting for Russian joint venture partner in successful defence of BVI proceedings for alleged misrepresentations in relation to establishment of joint venture vehicle;
- acting in BVI proceedings for setting aside of statutory demand served on joint venture company on grounds of prospective inability to pay US\$6 million loan note;
- acting for Dubai and Brunei investors in LCIA arbitration concerning alleged breaches of hotel management agreement in respect of hotel in Saudi Arabia;
- acting for defendant to US\$30m claim by Cayman- and Netherlands Antilles-based hedge fund vehicles;
- advising Jersey financial regulator regarding responsibility of overseas firms operating through serviced offices and other facilities in Jersey;
- advising in relation to alleged misappropriation of Ukrainian media interests and enforcement of US judgment against Cypriot company (owned by Channel Islands trust) to which such interests had been transferred.

The international dimension in James's commercial work is reflected in his listing for offshore work in the directories. The Legal 500 2022's offshore section notes that "**James has good broad commercial practice and is highly experienced.**"