

# Edward Gilmore

CALL: 2018

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## Overview

Edward joined Chambers in September 2019, following successful completion of pupillage. During pupillage he obtained experience across a broad spectrum of commercial practice areas including civil fraud, international arbitration, banking, insurance, private international law, public international law and shipping.

Edward is due to work as a judicial assistant in the Commercial Court between January and April 2020.

Prior to joining Twenty Essex, Edward read Politics, Philosophy and Economics at New College, Oxford graduating with a first class degree. He won a British Council scholarship to study as a visiting student on the LLM programme at KoGuan Law School at Shanghai Jiao Tong University focusing on Chinese civil and commercial law and did the law conversion course at City, University of London.

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## Education

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- City, University of London: Bar Professional Training Course (2018)
- City, University of London: Graduate Diploma in Law (2017)
- Shanghai Jiao Tong University: Visiting Student on LLM programme (2016)
- University of Oxford, New College: Politics, Philosophy and Economics, First Class (2015)

## Awards / prizes / scholarships

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- Winner, Magna Carta Moot (2017)
- Lord Denning Scholarship (Lincoln's Inn) (2017)
- Winner, Inner Temple Inter-Varsity Moot (2016)
- Hardwick Entrance Scholarship (Lincoln's Inn) (2016)
- Finalist, Maitland Advocacy Prize (2016)
- Lord Bowen Scholarship (Lincoln's Inn) (2016)
- Academic Scholarship (City University) (2016)
- Generation UK Scholarship (British

- Academic Prize for performance in Final Examinations (New College) (2015)

## Example cases

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The cases which Edward assisted members of chambers on during pupillage include:

- Ongoing Commercial Court dispute concerning the enforcement of a £100 million BIT arbitration award against a state raising issues of public policy, issue estoppel and state immunity, as well as consideration of the CJEU's recent decision in *Slovak Republic v Achmea BV* (Case C-284/16).
- Ongoing Commercial Court action concerning the enforcement of a US\$79 million US judgment for treble damages, raising issues of public policy, abuse of process and the proper application of the Protection of Trading Interests Act 1980.
- Ongoing High Court dispute concerning an allegedly fraudulent alteration of loan and interest-rate swap transaction documents.
- Ongoing Commercial Court dispute concerning enforcement of £300 million BIT award against a European state raising issues of state immunity, public policy and issue estoppel.
- Advice on potential action brought by insurers against allegedly negligent maritime surveyors in respect of the sinking of a jack-up drilling rig during its break-up tow.
- Ongoing Commercial Court dispute concerning breach by charterers of a *Mackay v Dick* implied term in a charterparty subject to suppliers' approval.
- Commercial Court application seeking an inquiry into damages following the successful discharge of a US\$3 billion worldwide freezing and proprietary injunction.

## Civil fraud and asset tracing

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- Application for worldwide freezing order granted in aid of enforcement of an ICC arbitral award and subsequent order for committal for failure to comply with the disclosure obligations in the freezing order.
- Commercial Court application seeking an inquiry into damages following the successful discharge of a US\$3 billion worldwide freezing and proprietary injunction.
- LCIA-MIAC arbitration acting on behalf of a number of African private equity funds in a dispute raising issues of fraud and partnership law.

## International arbitration

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Edward has experience of LMAA, LCIA, SCMA, LCIA-MIAC and ad hoc arbitrations. Examples of arbitration cases during pupillage include:

- LCIA-MIAC arbitration acting on behalf of a number of African private equity funds in a dispute raising issues of fraud and partnership law.
- Ongoing dispute concerning the enforcement of a £100 million BIT arbitration award against a state raising issues of public policy, issue estoppel and state immunity, as well as consideration of the CJEU's recent decision in *Slovak Republic v Achmea BV* (Case C-284/16).
- Ongoing Commercial Court dispute concerning enforcement of £300 million BIT award against a European state raising issues of state immunity, public policy and issue estoppel.

## Banking and financial services

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- Ongoing High Court dispute concerning an allegedly fraudulent alteration of loan and interest-rate swap transaction

documents.

- Action raising novel issues relating to the illegality defence and the fiduciary duties owed by introducing brokers to their clients.
- Ongoing dispute concerning the fiduciary duties owed by brokers to their clients under Cayman Islands law.

## **Jurisdiction, conflicts and enforcement**

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- Ongoing Commercial Court dispute concerning the enforcement of a £100 million BIT arbitration award against a state raising issues of public policy, issue estoppel and state immunity, as well as consideration of the CJEU's recent decision in *Slovak Republic v Achmea BV* (Case C-284/16).
- Ongoing action concerning the enforcement of a US\$79 million US judgment for treble damages, raising issues of public policy, abuse of process and the proper application of the Protection of Trading Interests Act 1980.
- Ongoing Commercial Court dispute concerning enforcement of £300 million BIT award against a European state raising issues of state immunity, public policy and issue estoppel.
- Advice on enforcement of US judgment against a Middle Eastern state raising issues of limitation, state immunity and the proper application of s. 31 of the Civil Jurisdiction and Judgments Act 1982.
- Commercial Court application obtaining a worldwide freezing order in aid of enforcing an arbitral award and in subsequently obtaining an order for committal for failure to comply with the disclosure obligations in the freezing order.
- Commercial Court hearing seeking an inquiry into damages following the successful discharge of a US\$3 billion worldwide freezing and proprietary injunction.

## **Shipping**

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During pupillage Edward gained experience across a wide range of shipping matters including the following:

- Ad hoc arbitration concerning breach of a trip time charterparty for the supply of contaminated bunkers (from contaminated bunker).
- Ongoing Commercial Court dispute concerning breach by charterers of a *Mackay v Dick* implied term in a charterparty subject to suppliers' approval.
- Advice concerning the limitation of liability in respect of a claim for the cost of wreck removal pursuant to the Convention on the Limitation of Liability of Maritime Claims 1976, as implemented by the Merchant Shipping Act 1995.