

EDWARD DAVIES

Called: 1998

Profile:

Edward Davies specialises in company law, corporate insolvency and related commercial matters.

What the Journals say:

**Ranked in: Chambers and Partners
Company**

Edward Davies provides “*extremely quick and pragmatic responses.*” (Chambers and Partners)

Edward Davies recently employed his extensive experience of company law in an application to strike out an unfair prejudice petition in re Microsulis. Solicitors favour him as he is “*technically excellent and has an excellent grasp of underlying legal issues and current judicial practice.*” (Chambers and Partners)

**Ranked in: The Legal 500
Company**

Edward Davies is “*a favourite - diligent and reliable.*” (The Legal 500)

Education:

Inner Temple Princess Royal Scholarship

1996-1997: St. Edmund Hall, Oxford - BCL (1st Class)

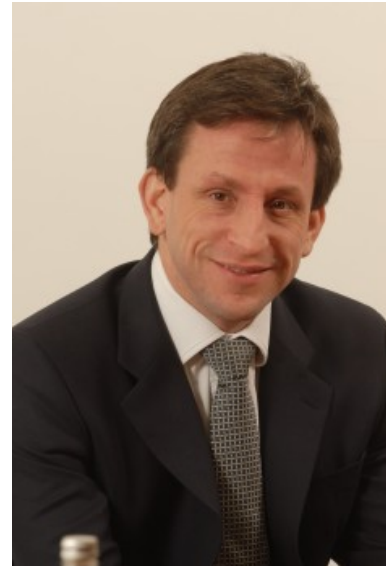
1993-1996: Peterhouse, Cambridge - MA : Part 1A (1st Class), Part 1B (1st Class) and Part II (1st Class).

Practice:

Company Law

Advice and litigation relating to:

- Shareholders' disputes and minority shareholders' remedies
- Directors' duties
- Company meetings and resolutions
- Memoranda and articles of association
- Dissolution and restoration of companies



- Shareholders' agreements
- Company charges
- Share capital including reductions of share capital and schemes of arrangement.
- Disqualification of directors

Insolvency Law

Advice and litigation relating to:

- Winding up petitions
- Administration petitions
- Receiverships and company charges
- Creditors' schemes of arrangement

Financial Services

Advice in relation to the Financial Services and Markets Act 2000

Commercial

- General commercial litigation, including professional negligence and applications for freezing injunctions.
- Member of the Bar of the Eastern Caribbean Supreme Court.

Publications:

Contributor to "*Company Directors: Law and Liability*"

Contributor to Practical Law Company, Freezing Injunction case study, precedents and drafting notes.

Case List:

Robin Stainer v Lee & Ors

Ref: [2010] EWHC 1539 (Ch)

Succeeded in obtaining permission to continue a derivative claim under section 261 of the Companies Act 2006 on behalf of a minority shareholder, on the basis of alleged breaches of duties by the directors of the company

Croly v Good & Ors

Ref: [2010] EWHC 1 (Ch)

Acted for the petitioner in unfair prejudice proceedings under section 994 of the Companies Act 2006 in respect of a company in administration and succeeded in obtaining a back-dated buy-out order on the grounds of the petitioner's exclusion

Re Microsulis

Ref: [2008] EWHC 587 (Ch)

Successful application to strike out an unfair prejudice petition

Anglo Petroleum Ltd v TFB (Mortgages) Ltd

Ref: [2006] EWHC 258 (Ch)

Section 151 of the Companies Act 1985 - Considering the scope of the concept of unlawful financial assistance in the light of judgement of Court of Appeal in Chaston v SWP Group plc

NBH Ltd v Hoare

Ref: [2006] EWHC 73 (Ch)

Section 320 of the Companies Act 1985, and conspiracy to divert corporate assets

Re McCarthy Surfacing Ltd

Ref: [2006] EWHC Civ 181

Preliminary issue on the question of standing to present a petition under section 459 of the Companies Act 1985

Ref: [2008] EWHC 2279 (Ch)

Trial of unfair prejudice petition brought on grounds of failure to give proper consideration to the payment of dividends and self healing by directors.

Eric Parham v F. Parham Ltd

Ref: [2006] EWCA Civ 181

Court of Appeal decision on interpretation of an employment contract

National Westminster Bank Plc v Bowles

Ref: [2005] EWHC 182 (QB); [2006] EWHC 2024 (Comm)

Claim under a guarantee, setting aside a default judgement

Carlo Spera v Curti Lifts (UK) Ltd

Ref: [2006] EWHC 1355 (Ch)

Rectification of a company's register of members.

SISU Capital Fund Ltd v Tucker

Ref: [2005] EWHC 2170 (Ch)

Conflicts of interest in company voluntary arrangements in the TXU Energy Group

Hunter v Senate Support Services Ltd

Ref: [2004] EWHC 1085 (Ch)

Forfeiture of shares and breach of fiduciary duty

Namco UK Limited

Ref: [2003] 2 BCLC 78

Opposing the appointment of provisional liquidators

Incasep Limited v. Jones

Ref: [2002] EWCA Civ 961

Directors' duties, unfair prejudice and winding up on the just and equitable ground.

Fiske Nominees Limited v Dwyka Diamonds Limited

Ref: [2002] 2 BCLC 123

Takeover offer, application under section 430C of the Companies Act 1985

Cooling Equipment Wholesale Ltd

Ref: [2002] 2 BCLC 745

Disputed winding up petition

Ryan Developments Limited

Ref: [2002] 2 BCLC 792

Costs on a winding up petition

Re Garuda Airlines

Disputed creditors' Scheme of Arrangement