



Robert Lee

Call: 2023

Barrister

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Robert Lee joined Radcliffe Chambers as a tenant in October 2023 following the successful completion of his pupillage. He is building a broad chancery and commercial practice and welcomes instructions across Chambers' core practice areas.

Robert has worked on cases across the range of traditional and commercial Chancery work including insolvency, company, commercial, wills and probate, trusts, property, landlord and tenant, and professional negligence. He is developing a particular expertise in insolvency, commercial, and contentious probate matters.

Before starting pupillage at Radcliffe, Robert worked as a Legislation Adviser at the Department for Business, Energy & Industrial Strategy. He advised the BEIS Secretary of State and Junior Ministers on primary and secondary legislation across the Department, including insolvency and company legislation.

Robert graduated from University College Dublin with a first-class honours degree in Law (International) with Economics, where he was an Ad Astra Scholar. Robert then obtained the BCL from the University of Oxford before studying the Bar Practice Course at the Inns of Court College of Advocacy as a Lord Denning Scholar of Lincoln's Inn.

INSOLVENCY

Examples of work include:

- Representing liquidators in claims against former directors
- Representing administrators in applications to extend administration
- Appearing in administration applications
- Representing office-holders in applications under section 236 of the Insolvency Act 1986
- Appearing in bankruptcy petitions
- Appearing in winding-up petitions

Robert has also advised on the recognition of foreign judgments in winding-up proceedings in this jurisdiction as well as the effect of discharge of bankruptcy in relation to foreign bankruptcy debts where the bankrupt is alleged to have acted fraudulently. Robert has also completed research on the application of s.366 of the Insolvency Act to foreign subjects.

Robert also assisted leading counsel in a Court of Appeal case on the question of the scope of duties owed by receivers.

COMMERCIAL

Examples of work include:

- Instructed for the Defendants (in a counsel team of four, led by two silks and a senior junior) on a multi-million pound High Court dispute concerning the supply of lateral flow tests during the Covid-19 pandemic, spanning partnership law and shareholder obligations. The dispute involves the original partners and their associates in which each side alleges an unlawful means conspiracy, dishonest assistance, and knowing receipt.
- Successfully represented lenders in trials against borrowers.
- Representing clients in rectification proceedings under section 1096 of the Companies Act 2006.
- Successfully defended an application to set aside a consent order arising from a mortgage debt dispute.
- Successfully obtained summary judgment against sole director guarantors of loans obtained by their companies.
- Drafting application to set aside default judgment.
- Successfully defending a strike out application in a contractual debt claim. Appearing in several hearings seeking extension of time allowed for a company to register a charge.
- Drafting Defences in supply disputes involving a large energy supplier. Drafting Particulars of Claim arising from breach of contract.

As a pupil, Robert has also drafted Particulars of Claim involving a multi-million pound claim against a corporate guarantor and has undertaken research on partnership law in the context of a large commercial dispute.

PRIVATE CLIENT

Robert is developing a particular expertise in contentious probate. Robert regularly accepts instructions to represent clients in mediation. He ensures he has a keen understanding of the goals of his client and works tirelessly to reach creative, workable settlements in his client's best interest.

Examples of work include:

- Advising on capacity of aged testator and securing a positive settlement for his client at mediation.
- Advising and drafting professional negligence claims against Will Drafters.
- Successfully representing his client in an application for removal of a personal representative of an estate, including securing a costs order against the personal representative.
- Drafting a Defence to a claim against a personal representative of an estate.
- Drafting an application for construction and/or rectification of an ambiguous/meaningless will.
- Drafting advice on "deathbed gifts".
- Drafted and successfully represented personal representative in strike out application following a claim from a beneficiary.

Advising on interpretation of lifetime trusts and wills and on the admissibility of extrinsic evidence to aid in the interpretation of wills.

PROPERTY

- Successfully appeared for lenders and landlords in possession hearings including rent and mortgage possession cases.
- Successfully representing tenants in section 21 claim for possession.
- Drafting an application to set aside default judgment in a case of substantial commercial rent arrears.

- Drafting pleadings on behalf of lenders in mortgage possession cases.

POLICIES AND OTHER DETAILS

- Read Robert's [Privacy Notice](#), [Data Protection Policy](#) and [Disposal Policy](#)