Radcliffe Chambers



Amber Turner

Call: 2021

Barrister

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DX: 319 London Telephone: 020 7831 0081 Fax: +44 (0)20 7405 2560 **Amber Turner** joined Radcliffe Chambers as a tenant in October 2023, following the successful completion of her pupillage. She accepts instructions across all of Chambers' core practice areas.

Amber has experience acting as sole counsel in the County and High Courts and First-tier Tribunal (Property Chamber), as well as appearing as junior counsel in the Court of Appeal and in the Commercial Court.

Amber is continuing to build a mixed Chancery practice combining commercial, insolvency, private client and property work.

Before starting pupillage at Radcliffe, Amber worked at Advocate as their first Commercial Chancery Caseworker. She remains committed to involvement in pro bono work.

CIVIL FRAUD

Examples of work include:

• Appearing, led by Alec Haydon KC, in a civil fraud claim heard over 12 weeks in the Commercial Court. Amber was part of a team of counsel representing the Claimants in a complex claim for breach of fiduciary duty, conspiracy and dishonest assistance/knowing receipt. The trial saw cross-examination of numerous factual and expert witnesses.

COMMERCIAL

Examples of work include:

- Appearing in strike-out, set aside and summary judgment applications.
- Appearing in trials on the Small Claims Track.
- Appearing in an appeal to a Circuit Judge against summary judgment.
- Appearing in a Part 18 application.
- Appearing in applications under s859F of the Companies Act 2006.
- Advising on the enforceability of an arbitration award in the High Court.
- Advising on the removal of directors of a company.
- Drafting statements of case in contractual disputes.

INSOLVENCY

Examples of work include:

- Appearing in bankruptcy and winding-up petitions.
- Appearing in applications under s216(3) of the Insolvency Act 1986 (restriction on re-use of company names).
- Appearing in an application for annulment of a bankruptcy.
- Appearing in administration extension applications.
- Appearing in applications relating to the remuneration of office-holders.

PRIVATE CLIENT

Examples of work include:

- Successfully defending a claim under the Inheritance (Provision for Family and Dependants) Act 1975 (the 1975 Act) at a two-day trial, securing a dismissal of the claim.
- Advising on the likely application of section 9 of the 1975 Act in a proposed claim by a surviving spouse.
- Advising on and appearing at a final hearing concerning the removal of an executor under section 50 of the Administration of Justice Act 1985.
- Advising on and drafting a Defence and Counterclaim in a challenge to the validity of a Will.
- Advising on the correct interpretation of a Will.
- Advising on dealing with an estate where one of the beneficiaries could not be found.

As a pupil, Amber also observed and considered issues relating to Nil Rate Band Discretionary Trusts, intestacy and domicile, charitable trusts and permanent endowment, and variation and rectification of Wills.

PROPERTY

Examples of work include:

- Acting, led by William Moffett, in <u>Savage v Savage [2024] EWCA Civ 49</u>, a case concerning the correct interpretation of section 15(3) of the Trusts of Land and Appointment of Trustees Act 1996 (TOLATA).
- Advising on various issues in TOLATA applications, including enforcement of the terms of a Tomlin Order settling a claim under TOLATA, and bringing a claim where one co-owner had died.
- Advising on and drafting Particulars of Claim for an order for sale under section 14 of TOLATA.
- Appearing in possession hearings (rent, mortgage, forfeiture, and trespass cases) and related applications (including an application to transfer proceedings to the High Court).
- Appearing in the First-tier Tribunal in lease extension and service charge cases.
- Appearing in charging order applications.
- Drafting legal submissions for the First-tier Tribunal in a breach of covenant claim.
- Advising on whether a demand for service charges was validly constituted under a lease.
- Advising on potential tortious claims against a sewerage undertaker in relation to flooding.
- Assisting (as a pupil) with advice on the status of an historic Rent Act tenancy.

QUALIFICATIONS

- BPC, University of Law, 2020-21 (Outstanding)
- <u>BA in Law, Pembroke College, University of Cambridge, 2017-20 (First</u> <u>Class)</u>

MEMBERSHIPS

• <u>COMBAR</u>

Property Bar Association

POLICIES AND OTHER DETAILS

• Read Amber's Privacy Notice, Data Protection Policy and Disposal Policy