



JOHN SNIDER

Born 1958

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Practice

- Arbitration
- Aviation
- Banking, Securities, Derivatives
- Commercial Litigation
- Commodity Disputes
- Conflict of Laws
- Injunctions and Arrests
- Insurance and Reinsurance
- International Joint Ventures
- International Law
- International Trade and Transport
- Oil and Gas
- Professional Negligence
- Sale of Goods
- Shipping

John Snider commenced practice at Essex Court Chambers in 1992 after having spent four years in corporate finance and investment banking at Hill Samuel Merchant Bank and Investec Bank in Johannesburg. He has a broad-based practice in line with Chambers' profile, particularly in dry shipping and international trade, finance and insurance/ re-insurance. He is a supporting member of the LCIA and the LMAA and his experience includes appearing in ICC, LCIA, LMAA, LME, UNCITRAL and ad hoc arbitrations as well as in the High Court (mainly in the Commercial Court, but also in the Chancery and Queen's Bench Divisions), Court of Appeal and Privy Council.

Career

1992 Essex Court Chambers
1988 Investec Bank, Johannesburg (to 1991)
1985 Hill Samuel Merchant Bank, Johannesburg (to 1986)
1982 Call: Middle Temple

Education

1988 MBA, University of the Witwatersrand
1986 Higher Diploma in Tax Law, University of the Witwatersrand
1984 MA, Pembroke College, Oxford University
1981 Diploma in Law, City University
1980 BA (Hons) (Modern History), Pembroke College, Oxford University

Awards

1988 Deans' Honours List, University of the Witwatersrand
1988 Finance Prize, University of the Witwatersrand

Member

Commercial Bar Association (COMBAR)
London Common Law and Commercial Bar Association
London Maritime Arbitrators Association (Supporting Member)

Gibraltar Bar

Arbitration

Appearing in arbitrations (ICC, LCIA, LMAA, LME, UNCITRAL and ad hoc) and applications to the Commercial Court under the Arbitration Act 1996 and advising on procedural questions in relation to arbitration matters.

Cases include:

HBC Hamburg Bulk Carriers v. Tangshan Haixing [2007] 1 AER (Comm) 1127 (application for leave to appeal under s. 69 and application to remit under s. 68 of the Arbitration Act 1996);

Sembawang v. Pacific Ocean Shipping (The "Solitaire") LTL 24.10.00 (application for leave to appeal and appeal from interim declaratory award)

Aviation

Warsaw Convention cases concerning loss and damage to goods carried by air. Experience also includes acting for aircraft owners in High Court proceedings for the recovery of aircraft from lessees and in a recent arbitration concerning the maintenance of a fleet of aircraft and the interpretation of the ICC rules.

Banking, Securities, Derivatives

Letters of credit; performance bonds; derivatives transactions under the ISDA documentation; guarantees; bills of exchange and cheques; banker-customer relations; consumer credit; mortgages and other types of security. Clients have included major financial institutions.

Cases include:

Story v. National Westminster Bank Plc [1999] Lloyd's Rep. Bank 261 (CA) (applicability of Consumer Credit Act to advances made to customer);

Credit Lyonnais Bank Nederland v. ECGD [1996] 1 Lloyd's Rep. 200 [1998] 1 Lloyd's Rep. 19 (CA) (applicability of guarantees to forged bills of exchange; rescission of guarantees for misrepresentation; duties of creditor to surety; whether employer vicariously liable for tort in which its employee was a joint tortfeasor).

Commercial and Common Law Litigation

A wide variety of commercial litigation and arbitration including disputes in relation to agency agreements; joint ventures; wholesale distribution; financing agreements; directors' duties; executive share options. Experience includes acting in cases involving expert finance/ accounting evidence: e.g. breach of warranty in business and share sale agreements; valuation of loss of profits and valuation of options.

Cases which have come to trial or a reported hearing include:

PFB Telecom v. British Meditrean (Com Ct, 2005) (dispute arising out of sale of shares in a group of telecommunications companies)

Dollfus Mieg v. CDW [2004] I.L.Pr. 12, 232 (operation of an international joint venture)

De Carle v. Erven [2004] (claim for breach of warranty in an agreement for the sale of shares in a book retailer)

Alcoa Minerals of Jamaica Inc v. Broderick [2002] 1 AC 371 (date for assessment of damages in tort)

Reda v. Flag [2002] IRLR 747 (lawfulness of termination of employment in order to exclude senior executives from share option plan)

Watson v. Dutton Forshaw et al [LTL 17.8.99] (alleged conspiracy to injure by unlawful means and unlawful interference with trade; limitation of actions)

Commodity Disputes

Arbitrations involving disputes about the sale of a variety of commodities including coal, copper, gasoline, oil, rice, steel. Experience includes acting for multinationals in the Commercial Court and in arbitration in very substantial disputes relating to commodity options (oil and coal).

Insurance and Reinsurance

Advising or acting for UK and overseas insurers or re-insurers in disputes relating to non-disclosure/misrepresentation; duties of re-insurance brokers; construction of English law policies including marine policies and P&I cover. Recently acted for insurers in arbitrations concerning double insurance and D&O cover.

Interim Remedies

Search and freezing orders and other interim injunctions including anti suit injunctions and freezing injunctions in support of foreign proceedings.

Private International Law

Jurisdiction disputes. Cases include *Dollfus Mieg v. CDW* [2004] I.L.Pr. 12, 232 (interpretation of article 6.3 of Council Regulation (EC) 44/2001) and *Winter Maritime v. North End Oil* [2000] 2 Lloyd's Rep. 298 (application of articles 21 and 22 of Brussels Convention)

Professional Negligence

Valuer/ surveyor's, re-insurance brokers and solicitors' negligence.

Shipping and International Trade

A large number of cases involving the international sale of goods and dry shipping e.g. arising in relation to charterparties, bills of lading, MOAs, shipbuilding/ conversion; P&I Club cover; construction and charter of "super-yachts"; commodity supply contracts. Cases include:

HBC Hamburg Bulk Carriers v. Tangshan Haixing [2007] 1 AER (Comm) 1127 (whether vessel off-hire during voyage for head-owners; whether 30 day off-hire/ cancellation provision of charterparty applied to time taken by voyage for head owners)

Ermis v. Goymer [2001] All ER (D) 165 (dispute re commission claims in relation to the purchase, financing and bareboat charter of two VLCCs and related disputes)

Bergen v. Dalmoreproduct [2001] EWHC 482 (Comm) (claim for delivery up and payment of hire in relation to a fleet of 14 "super-trawlers"; estoppel by convention; termination of bareboat charterparties; title to supplies and inventories; set-off; relief from forfeiture)

Bergen v. Dalmoreproduct LTL 2.10.2000 (interim injunction restraining bareboat charterers preventing owners from taking steps to reduce operating costs of 11 "super-trawlers" under arrest in South Korea)

Winter Maritime v. North End Oil [2000] 2 Lloyd's Rep. 298 (liability of owners to charterers' bunker suppliers and consequences of arrest of vessel in support of maritime claim)

Pacific Ocean Shipping v. Sembawang (The "Solitaire") LTL 24.10.00 (interpretation of termination provision in contract for conversion of a bulk carrier into a pipe laying vessel)

Poseidon Freight Forwarding v. Davies Turner Southern [1996] 2 Lloyd's Rep. 388 (whether freight forwarder's standard terms applied to long term agency relationship so as to allow reliance on exclusion clause in mis-delivery claim)

Continental Fertilizer v. Pionier Shipping (The "Pionier") [1995] 1 Lloyd's Rep. 223 (whether claim for damage to and short delivery of goods time barred under art. III r. 6 of the Hague Rules)

If you require further information please contact clerksroom@essexcourt.net