

**IAN WHITEHURST**

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I am a Barrister with over 25 years experience specialising in organised and trans national financial crime, asset recovery and Regulatory Law with an emphasis on health and safety law and trading standards prosecutions and civil enforcements.

I have acted as Leading Counsel in numerous cases and have effectively and successfully led teams of lawyers and investigators in complex litigation involving vast amounts of documentation and complex legal and evidential issues.

Therefore I have a detailed understanding of the dispute resolution process albeit primarily via the litigation route with substantial experience of case management, interlocutory hearings, discovery and the examination of witnesses including experts across a wide range of fields. The skill set that I possess easily transfers to the arbitration, mediation and adjudication formats where the emphasis is upon commercially aware decision making with an emphasis on efficient, expert determination of confidential and complex problems.

My knowledge of financial misfeasance and misconduct cases allows me to bring unique skills to the dispute resolution process when dealing with allegations of fraud and misfeasance in commercial cases which are being resolved outside the traditional court model.

I am ranked in the leading legal directories (Chambers & Partners, Legal 500) for fraud, business crime, crime, regulatory law and confiscation.

**Arbitrator Appointments:**

I am listed as an arbitrator with the following arbitral institutions:

- Arbitration Ireland
- The Arbitration Institute of The Stockholm Chamber of Commerce
- The Madrid International Arbitration Centre
- London Arbitration Centre
- Vienna International Arbitral Centre
- Danish Institute of Arbitration
- EBA Mediation and Arbitration Centre – Georgia
- Ljubljana Arbitration Centre, Slovenia

- Maldives International Arbitration Centre

### **Membership of Organizations:**

- International Technology Law Association
- Silicone Valley Arbitration & Mediation Centre
- Revenue Bar Association
- Private Prosecutors' Association
- Criminal Bar Association
- New York City Bar Association
- New York County Bar Association

### **Professional Experience:**

Barrister at Exchange Chambers, Liverpool 2018 – Present

Barrister at Guernica 37 International Criminal Law Chambers, London 2022 – Present

Barrister at 6, Pump Court, Temple 2014 – 2021

Barrister at 7, Harrington Street, Liverpool 2002 – 2018

Barrister at Oriel Chambers, Liverpool 1999 – 2002

Barrister at New Bailey Chambers, Preston 1997 – 1999

### **Professional Appointments:**

Specialist Serious Crime Group Panel (Level 4) (CPS)

Specialist Proceeds of Crime Panel (Level 4) (CPS)

General Crime Panel (Level 4) (CPS)

Specialist Fraud Panel (Level 3) (CPS)

Specialist Regulatory Panel Advocate (List B)

Sport Resolutions Pro Bono Legal Advice Panel

Disclosure Counsel for Serious Fraud Office (SFO)

Licensed Advocate Isle of Man

### **Present Financial Misconduct Cases:**

Re X – representing a solicitor as Sole Counsel under investigation for involvement in a £44 million property fraud in the Caribbean.

R v W – acting as Lead Counsel for the main defendant in a large scale pan European engineering fraud and associated money laundering allegations.

R v MH – acting as Lead Counsel for the main defendant in £100m money laundering conspiracy.

### **Present Regulatory Cases of Note:**

Re A – representing a company as Sole Counsel in a product recall case successfully opposing the application and the matter is presently being arbitrated to assess compensatory damages.

R v B – representing a company as Sole Counsel accused of allowing employees to work from height without appropriate health and safety measures in place which resulted in catastrophic injuries.

R v C – prosecuting a near fatal accident in the construction industry.

### **Academic Appointments:**

Associate Lecturer at John Moores University, Liverpool & Northumbria University, Newcastle – lecturing in organised crime, fraud and asset recovery [2020 – present]

Member of Northumbria University's Centre for Evidence & Criminal Justice Studies

Guest lecturer at the Universities of Nottingham, Ulster & Galway in cyber and data law with an emphasis on cyber security, ransom ware and the role of data regulation[2021 – present]

Visiting Lecturer at the University of Lancaster specialising in advocacy training [2019]

### **Guest Lectures:**

Resolving Commercial Cyber Disputes in Arbitration: discussing how arbitration is well suited to the resolution of trans national cyber commercial disputes - Aberdeen University [May 2022]

Cyber Self Defence For Individuals & Member States: discussing the role and nature of cyber self defence in the context of cyber warfare – Nottingham University [May 2022]

Arbitrator in “Mock Cyber Dispute Arbitration”: acting as an arbitrator in an insurance policy dispute arising from a ransomware claim – Brooklyn Law School, USA [April 2022]

Financial Misconduct & Confiscation: discussing the role of asset recovery in the UK and International Justice systems – Northumbria University [April 2022]

Cyber Crime in the U.K: discussing the role of the UK justice system combatting cyber related criminality from a national and international perspective – Cranfield University [February 2022]

Lecture on Cyber Crime & Comparative Approach between US - U.K: analysing the different legislative regimes deployed by the two countries in combatting cyber crime - Brooklyn Law School [February 2022]

Ransomware & Economic Terrorism: part of a panel discussing the growing rise of ransom ware, how to combat it from a cyber security and legal perspective – Chartered Institute of Information Security [February 2022]

International Criminal Law: co hosting a lecture to graduate students analysing and discussing a legal problem involving ransom ware, a major arms manufacturer and the impact on a national government - Dalhousie University, Nova Scotia, Canada [January 2022]

Cyber Crime: part of a webinar panel discussing the challenges faced by prosecution and defence lawyers in cyber crime cases and the role of the courts, judiciary and juries in the process – New York County Bar Association [December 2021]

### **Education:**

Rights of Audience, AIFC (2022)

Called to the Northern Ireland Bar (2020)

Called to the Bar of England & Wales (1994)

Inns of Court School Of Law (1994)

University of Hull LL.B (1993)

