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Jack Rivett

Call: 2010

Jack Rivett has a strong commercial chancery practice, with an emphasis on company and insolvency issues.

He frequently appears (led and unled) in the High Court in lengthy trials and interim applications (including for freezing and committal orders), as well as in the Court of Appeal. In late 2017 and early 2018, he acted for the Claimants in a five-month trial arising out of the acquisition of HBOS by Lloyds (one of The Lawyer's "Top 20 Cases" of 2017). Other recent cases of note include *Cook v Mortgage Debenture Ltd* [2016] 1 WLR 3048, CA and *In re Pablo Star Ltd* [2018] 1 WLR 738, CA.

In 2017, Jack was appointed to the Attorney General's C Panel of Junior Counsel to the Crown.

Jack also frequently acts and advises in overseas matters, including in Guernsey, the Isle of Man and the British Virgin Islands, and is called to the Bar of the Eastern Caribbean Supreme Court.

Litigation & Arbitration

- Shareholder disputes
- Commercial disputes
- Pensions disputes
- Partnership disputes
- Public interest winding up petitions

The Pensions Regulator v Desmonds (2015)

Instructed (with Raquel Agnello QC and Tom Robinson) on behalf of the Pensions Regulator in a case concerning whether or not contribution notices should be issued to three individuals under Article 34 of the Pensions (Northern Ireland) Order 2005 (the equivalent of section 38 of the Pensions Act 2004).

Secretary of State for Business, Innovation and Skills v PAGMSL (2015)

Appeared (with David Chivers QC) on behalf of the respondent in a trial of a winding-up petition presented on public interest grounds.

Dilato Holdings Pty Ltd v Learning Possibilities Ltd and others [2015] EWHC 592 (Ch)

Acted (with James Potts QC) on behalf of a shareholder in its successful application for an injunction seeking, amongst other things, to ensure that its appointee to the board of directors had access to the company's information and to prevent the company from entering into transactions above a certain financial value without a resolution of its board of directors.

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Birdi v Specsavers Optical Group Limited and others (2014)

Appeared (with James Potts QC) on behalf of the respondents in a three week trial of a petition presented under section 994 of the Companies Act 2006.

Poulsen and others v Specsavers Optical Group Limited (2013/2014)

Appeared (with James Potts QC) on behalf of the respondents in a five week trial of a claim for rectification of the register of members under section 125 of the Companies Act 2006. The proceedings settled after trial.

Arbitration experience

Jack is currently instructed (with Stephen Smith QC) in an arbitration between two shareholders, which is listed for a nine day hearing in 2016.

In 2013, Jack spent three weeks working at the Hong Kong International Arbitration Centre as part of his Pegasus Scholarship to Hong Kong.

Corporate

- Companies House matters, including
 - Rectification of the register of members
 - Registration of charges
 - Restoration to the register
- Shareholder rights
- Joint ventures
- Company meetings
- Construction and drafting of constitutional documents
- Disclosure and Transparency Rules
- Takeover Code
- Directors' duties

Secretary of State for Business, Innovation and Skills v PAGMSL (2015)

Appeared (with David Chivers QC) on behalf of the respondent in a trial of a winding-up petition presented on public interest grounds.

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Restructuring & Insolvency

- Contentious insolvency
- Administration
- Winding up
- Bankruptcy

Secretary of State for Business, Innovation and Skills v PAGMSL (2015)

Appeared (with David Chivers QC) on behalf of the respondent in a trial of a winding-up petition presented on public interest grounds.

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Re IFT Limited (2014)

Acted for the former shareholder of a dissolved Guernsey company in his successful petition to wind the company up under section 221 and 225 of the Insolvency Act 1986 so as to recover property registered in the name of the dissolved company.

Data Power Systems Ltd v Safehosts (London) Ltd [2013] EWHC 2479 (Ch); [2013] BCC 721

Acted for the interested parties in an application for an administration order.

International & Offshore

Prior to commencing tenancy, Jack undertook a three-month secondment to the litigation department of Appleby in Guernsey. In 2013, he spent two months in Hong Kong as a Pegasus Scholar, where he spent time working at the Hong Kong International Arbitration Centre and as a judicial assistant in the Hong Kong Court of Appeal.

Jack has advised in relation to proceedings in Hong Kong, Guernsey, the BVI and Bermuda.

PMCL v Enevoldsen and others

Instructed (with Philip Gillyon) to advise the claimant in an action for breach of fiduciary duties. Advised in relation to the hearing of a preliminary issue as to whether the directors were entitled to rely on an indemnity in the company's articles of association (at first instance, before the Guernsey Court of Appeal and in relation to the defendants' unsuccessful application for permission to appeal to the Privy Council).

Memberships & Publications

Chancery Bar Association

COMBAR

Education & Awards

Education

2009 – 2010: BVC, The City Law School (Outstanding)

2008 – 2009: CPE, City University (Distinction)

2007 – 2008: MPhil in Theology and Religious Studies, Trinity College, Cambridge

2004 – 2007: BA(Hons) in Classics, Trinity College, Cambridge (Double First) (MA 2011)

Prizes and Scholarships

Pegasus Scholar (2013)

Megarry Award (Lincoln's Inn, 2010)

Buchanan Prize for outstanding performance on the Bar Vocational Course (Lincoln's Inn, 2010)

The Everard Ver Heyden Foundation Prize (The City Law School, 2010)

Lord Denning Scholarship (Lincoln's Inn, 2009)

Lord Bowen Scholarship (Lincoln's Inn, 2008)

Hardwicke Entrance Award (Lincoln's Inn, 2008)

Research Preparation Master's Scheme (Arts and Humanities Research Council, 2007)

Perring Travelling Studentship (Trinity College, 2007)

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Henry Arthur Thomas Book Prize (Cambridge Classics Faculty, 2006)

Henry Arthur Thomas Travel Exhibition (Cambridge Classics Faculty, 2005)

Cooke Hurle Travelling Studentship (Trinity College, 2005)

Junior, Senior and Research Scholarships (Trinity College, 2005, 2006 and 2007 respectively)