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JENNIE WILD

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Areas of practice

- Adjudication
- Advocacy
- Commercial
- Construction & Engineering
- Energy & Natural Resources
- Infrastructure & Utilities
- International Arbitration
- IT & Technology
- Insurance
- Offshore Construction & Marine Engineering
- Professional Negligence

Clerks' Details

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Practice overview

Jennie's practice covers a broad spectrum of commercial disputes that fall to be resolved by way of litigation, adjudication, international arbitration and ADR, including energy, construction, engineering, professional negligence and associated insurance disputes. She has experience of heavy, complex and high value claims in international arbitration and the TCC. In addition to led work, Jennie advises in her own right and regularly appears as sole advocate in the High Court and County Courts. Jennie is a contributing editor of the Construction Law Reports, Keating on Construction Contracts and Halsbury's Laws.

Jennie's recent experience includes:

- Junior Counsel in a \$2billion ICC arbitration arising out of the termination of a hospital project in the Gulf (with Richard Harding QC and Lucy Garrett);
- Junior Counsel in a three week TCC trial concerning an on-shore gas pipeline in Shetland (with Finola O'Farrell QC);
- Junior Counsel in an emergency injunction application seeking the withdrawal of a call on a €24m bond arising out of the suspension of works to a Low Density Ammonium Nitrate facility in the Middle East (with Stephen Furst QC).

Before coming to the Bar, Jennie worked at the Law Commission on the reform of insurance law, unfair contract terms and fiduciary duties and prior to that, in Australia, at the Victorian Government Solicitors Office and for the Principal Judge of the Victorian Commercial Court.

Recent Cases

Construction, Energy & Engineering

Examples of recent work include:

- A 3 week TCC trial (with Finola O'Farrell QC) concerning an onshore gas pipeline in Shetland.
- For Respondent (with Richard Harding QC and Lucy Garrett) in \$2 billion ICC arbitration arising out of the termination of a hospital project in the Gulf.
- For Claimant (with Finola O'Farrell QC and Sam Townend) in a \$127million ICC arbitration arising out of a LNG project in Australia.
- Advised a contractor in relation to a number of issues referred by the Supreme Court of Ireland to the Court of Justice of the European Union.
- Advised in relation to a claim for damaged fibre optic cables.
- Advised on the prospects of pursuing a claim in negligent misstatement against a firm of architects.
- Advised on copyright issues arising on purchase of a partly completed housing project.
- Drafted Letter of Claim and Particulars of Claim in a dispute relating to a window and door fabrication machine (claim value c£1.5m).
- Drafted Particulars of Claim, Response to Part 18 Request and Reply in a claim relating to an industrial air conditioning supply and installation contract.
- Drafted Particulars of Claim in a dispute relating to breaches of the National House Building Council Rules and Buildmark Policy.
- Drafted Particulars of Claim in a dispute relating to the defective design and installation of lifts (claim value c£700,000).
- Drafted Particulars of Claim seeking payment of invoices for the manufacture and installation of steel handrails.
- Assisted with the drafting of a Witness Statement and Skeleton Argument for a CMC in a claim for property damage and business interruption losses relating to the construction of commercial premises (claim value £170m).
- Assisted with the drafting of a Skeleton Argument for an appeal in the Court of Appeal relating to the proper construction of a limitation clause in a contract for the design and construction of a low-density polyethylene plant.
- Assisted with the drafting of pleadings in a claim for defective glass curtain walling in a substantial commercial building (claim value £20m).

Advocacy

Examples of recent court appearances include:

- **Construction dispute (High Court, Birmingham TCC) – unled.** Acted on behalf of the Defendant in a CMC in the Birmingham TCC relating to a dispute regarding the design of an access road and crane footings (dispute value c£500,000).
- **Construction dispute (High Court, Commercial Court) – with Stephen Furst QC.** Emergency injunction seeking the withdrawal of a call on a €24m bond arising out of the suspension of works to a Low Density Ammonium Nitrate facility in the Middle East.
- **Construction dispute (Central London County Court, TCC list) – unled.** Acted on behalf of the Defendant in a heavily contested CMC in a professional negligence claim against an architect.
- **Sale of goods (High Court, QBD) – unled.** Acted for a Hong Kong based manufacturer in an application to set aside default judgment and resisting an application for a third party debt order in relation to a sale of goods dispute.
- **Insolvency (High Court, Bankruptcy & Companies Court) – unled.** Instructed in a number of High Court insolvency disputes.
- **IT & Technology (County Court, various) – unled.** Acted on behalf of a major telecommunications company in a series of interim applications and trials in commercial and consumer disputes.
- **Property (High Court, QBD) – unled.** Instructed to appear at a CMC in a Part 8 claim for a declaration as to the extent of the Claimant's land rights.
- **Property (County Court) – unled.** Acted on behalf of a property owner seeking possession and an order for outstanding rent arrears and electricity charges.

Adjudication

Examples of recent adjudication work include:

- Advised whether a pain/gain sharing agreement was subject to adjudication.
- Advised on prospects of successfully resisting enforcement of an adjudicator's decision that a final certificate had been validly issued.
- Drafted the Response and Rejoinder to a claim relating to the pre-tender design of a car park (claim value c£200,000).
- Drafted the Notice of Adjudication and Referral Notice in an adjudication concerning defects in the construction of a large development of flats (claim value £4m).
- Drafted the Notice of Adjudication and Referral Notice in an adjudication concerning defects in a luxury residential refurbishment project (claim value c£300,000).
- Drafted the Response and Rejoinder to a claim relating to the refurbishment of a sport and leisure centre (claim value c£500,000).
- Drafted the Response to a claim relating to the design, installation and commissioning of a wet riser system in a commercial office block (claim value c£700,000).
- Drafted the Response and Rejoinder in an interim payment dispute (claim value £75,000).

Insurance

Examples of recent work include:

- Advised on the applicability of insurance policies to claims relating to defective new-build properties.
- Assisted in advising on the implications of potential claims on CAR and PI policies in framing an adjudication claim.
- Assisted in advising on the merits of a claim against the insurer of an insolvent company, pursuant to the Third Parties (Rights Against Insurers) Act 1930.

Whilst at the Law Commission, Jennie was intimately involved in the drafting of the new Consumer Insurance (Disclosure and Representations) Act 2013 and the Insurance Act 2015.

Commercial

Examples of recent work include:

- Advised on whether to seek an injunction to restrain a call on a performance bond where the alleged entitlement was in restitution.
- Advised on whether to file a proof of debt for a claim on an indemnity granted by a now insolvent defendant.
- Advised on the required time for service of papers in a possession hearing and whether time could be abridged.
- Assisted in advising on the likely forum and applicable law for a dispute between an English company and Qatari company whose main centre of operations was in Dubai, concerning a development in Qatar.

Education & Professional Career

Education

Law with Australian Law LLB, First Class (Hons), University of Nottingham	2004-2008
Year abroad to Melbourne University	2006-2007
BPTC (Outstanding) City University	2011-2013

Professional career

Australian Wheat Board (Melbourne)	2008-2009
Victorian Government Solicitors Office (Melbourne)	2009-2010
Associate to the Honourable Justice Hargrave, Supreme Court of Victoria (Melbourne)	2010-2011
The Law Commission	2011 - 2013

Called to the Bar, Inner Temple	2013
Pupil, Keating Chambers	2013-2014
Tenant, Keating Chambers	2014
Other achievements	
Duke of Edinburgh Entrance Award	2011
Inner Temple exhibition Award	2011
Winner City University Mooting Competition	2012

Membership

SCL
TECBAR
COMBAR
LCLCBA

Seminars, Publications & Papers

- Seminar: Liability (incorporation of and implied terms) (with Paul Buckingham), In-House Lawyers Forum – January 2016
- Article: When is a door not a door? When it is ajar! – December 2015
- Seminar: Design Liability (with Nerys Jefford QC) – October and November 2015
- Seminar: Recent Cases of Interest to Construction Lawyers, Keating Construction Law Conference – October 2015
- Seminar: Civil Litigation Update – November 2015
- Article: Mixing the Rough with the Bust (with Robert Fenwick-Elliot) – summer 2015
- Article: Issuing a TCC claim before complying with the Protocol: “extreme peril” – February 2015
- Seminar: Construction legal update: Practical lessons to be learnt (with Simon Hughes QC and Wragge Lawrence Graham & Co LLP) – October 2014
- Seminar: The new Part 36 – June and July 2015
- Contributing Editor of the Construction Law Reports
- Edited Halsbury’s entries for the Consumer Insurance (Disclosure and Representations) Act 2012
- Insurance Contract Law: The Business Insured’s Duty of Disclosure and the Law of Warranties (Law Commission, Joint Consultation Paper No 204)
- Fiduciary Duties of Investment Intermediaries (Law Commission, Consultation Paper No 215)
- Unfair Terms in Consumer Contracts (Law Commission, Issues Paper July 2012)

Languages

French (basic)

Additional Information

Jennie enjoys art, netball, yoga and skiing.