

## TIM WALKER

Year of call  
1984



Tim Walker's practice focuses on the commercial and employment issues faced by small and medium sized enterprises, their directors, shareholders and employees.

A former international hockey player, Tim also has a keen interest in sport and legal matters relating to sport.

Tim's commercial experience covers a wide range of cases that typically include contractual disputes, shareholders' disputes, share sale agreements, civil fraud and asset recovery, breach of fiduciary duties and partnership. He is experienced in freezing orders and other forms of interim relief. His practice also extends to proprietary estoppel and constructive and resulting trusts, TOLATA claims, insurance claims, and professional negligence.

In the employment field, Tim offers extensive experience in unfair and wrongful dismissal and discrimination claims, acting for both employers (including public bodies) and employees in the Employment Tribunal and civil courts, as well as advising clients generally on employment matters: TUPE, redundancies, stress at work and discrimination. Tim also has experience of various regulatory tribunals. The enforcement of post-termination restrictive covenants is an area of particular interest.

In the Sports Law field, Tim has acted for various clubs, bodies and individuals in relation to a variety of sporting matters. Previous clients include, Gianluca Vialli, David Lloyd, Lincoln City FC, Southend Rugby Club and the CEO of British Judo.

Tim is qualified to accept instructions directly from clients and is registered under the Bar Council's Public Access Scheme, meaning that members of the public who seek specialist advice can come direct to him. In addition, he welcomes instructions from solicitors, in-house law departments, qualified foreign lawyers, and clients licensed by the Bar Council to give instructions direct to barristers under the Bar Council's Licensed Access Scheme. For more information please visit our Direct Access page [here](#).

## LEGAL EXPERTISE

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## Commercial

Tim's commercial practice extends to contractual disputes, shareholders' disputes, derivative actions, share sale agreements, civil fraud and asset recovery, breach of directors' and fiduciary duties and partnership.

He has acted in various section 994 petitions involving e.g. AMT Coffee, a coach operator, a claims handling company, a private airfield, a caravan park operator, a vehicle repair company (complicated by the existence of a lucrative option to purchase the premises for development purposes), a property company and a lap-dancing business.

Tim is experienced in freezing orders and other forms of interim relief, providing legal and tactical advice to ensure that Claimants can act swiftly to secure and recover misappropriated assets.

Tim's practice also extends to proprietary estoppel and constructive and resulting trusts, TOLATA claims, insurance claims, and professional negligence and he has experience representing accountants and insolvency practitioners in regulatory proceedings.

## Selected Cases

### [Re AMT Coffee Ltd \[2019\] EWHC 46 \(Ch\)](#)

Unfair prejudice petition.

### [Intrinsic Ltd v Dixon, Dycotec Ltd & Ors](#)

Alleged destruction and misuse of confidential information; diversion of corporate opportunities; negotiation/user damages.

### [Al-Ko Kober Ltd v Sambhi \[2018\] EWHC 3523 \(QB\)](#)

Committal and sentencing for breach of injunction.

### [Sait v Durbar \[2017\] 4 WLUK 438](#)

Interpretation of contracts; actual and apparent authority.

### [Brooker & Wilson v St Paul \[2017\] EWHC 3510 \(QB\)](#)

Service of application for permission to issue Writ of Possession.

### [The Northampton Regional Livestock Centre Company Limited v Cowling \[2015\] EWCA \(civ\) 651](#)

Agents' powers and duties; Breach of fiduciary duty; Directors' powers and duties; Joint and several liability; Professional negligence; Vicarious liability.

## [Khoshkhou v Cooper \[2014\] EWHC 1087 \(Ch\)](#)

Unfair prejudice; minority seeking to buy out majority.

## [Kooch Veisi Trading Co v Parsai \[2013\] EWHC 420 \(Ch\)](#)

Dishonest assistance and fraud.

## [MMP Gmbh \(Formerly Antal International Network Gmbh\) v Antal International Network Ltd \[2011\] EWHC 1120 \(Comm\)](#)

Successfully defending a £2m claim by a franchisee against a franchisor for damages arising on the termination of an international franchise for alleged repudiatory breach by the franchisee.

## [Greene Wood McLean LLP v Templeton Insurance Ltd \[2010\] EWHC 2679](#)

Contribution and insurance coverage (led by Derek Sweeting QC).

## [Gill v Sandhu \[2005\] EWCA Civ 1297, \[2006\] Ch 456](#)

Distribution of income and capital profits on the winding up of a partnership.

## Employment

Tim has over 30 years' experience advising and acting for both employers and employees on all aspects of employment law both in tribunal and the civil courts including:

- All aspects of unfair and wrongful dismissal
- Redundancies
- TUPE
- Discrimination
- Post termination restrictive covenants

Tim's clients include a variety of businesses, local authorities, high earning individuals, directors, partners and several of the solicitors firms that instruct him.

## Selected Cases

Advising an employment agency on the lawfulness of its pay structure in relation to holiday pay and minimum wage.

Acting for a Trader dismissed for use of inappropriate language and humour on Bloomberg chat.

Establishing the employment status of a tennis club's professional coach and defending the club against unfair dismissal and discrimination claims arising from her dismissal when pregnant.

Defending an employer against a TUPE claim arising from a pre-pack administration.

Representing a Michelin starred chef in relation to his alleged breach of post-termination restrictive covenants.

Acting for an advertising creative caught in TUPE crossfire between transferor and transferee on an alleged service provision change.

Navigating an employer through the complex issues arising in relation to the management and eventual dismissal for gross misconduct of a difficult long-standing employee who was undergoing gender reassignment from a man to a woman.

Defending unfair dismissal claims arising out of multiple redundancies implemented by a well-known jewellery maker.

Acting for a dismissed CEO in unfair and wrongful dismissal claims and claims for failure to provide an agreed equity entitlement.

Acting for an employer in respect of unfair dismissal and disability discrimination claims brought by a dismissed alcoholic manager suffering from depression.

Successfully securing a settlement for a director against a well known bank in unfair dismissal, whistleblowing and discrimination claims.

## Sports Law

In the Sports Law field, Tim has acted for various clubs, bodies and individuals in relation to a variety of sporting matters.

## Selected Cases

## Darren Pitcher v Huddersfield Town FC (2001) (led by Augustus Ullstein QC)

Acting for a football player whose career was ended by injury following a tackle in a match played in the then First Division.

## Yasmin Clarke v (1) David Lloyd (2) David Lloyd Group Ltd (3) David Lloyd Sports Management Co [2011] EWHC 4079 (QB)

Successfully defending discrimination and breach of contract claims brought by an aspiring junior tennis player against her management company and David Lloyd.

Establishing the employment status of a tennis club's professional coach and defending the club against unfair dismissal and discrimination claims arising from her dismissal when pregnant.

Representing a Football Club suing its manager for resigning in breach of contract.

Acting for a director shareholder in a dispute over ownership of a non-league Football Club and its FA membership.

Representing a rugby club and players against charges relating to abusing an official by players and spectators.

Representing the CEO of a sports governing body in relation to an investigation concerning management and governance issues.

## Memberships

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- Employment Lawyers Association