



TIMOTHY YOUNG

Year of Call

2013

Devil Masters

Morag Ross QC

Garry Borland QC

Ronaldo Renucci

@James_T_Young on Twitter

LinkedIn Profile

Practice Profile

Tim practises in Commercial law, Public law, and International Commercial Arbitration. He has worked on substantial cases in all of these areas. He is regularly instructed in complex and high profile litigations with both senior counsel and acting alone.

Tim has significant experience in all fields of Commercial law. He, particularly, enjoys instructions in complex areas such as financial services regulation, tax, trusts, intellectual property, and succession matters. He has, also, acted for commercial clients in areas such as Proceeds of Crime, Asset Recovery, and other regulatory matters. Some recent work includes: defending a former director of well known listed company in multi-million pound damages claim for breach of director's duties; pursuing a multi-million dollar claim for breach of contract on behalf of an Oil & Gas company; acting for an insolvency practitioner in challenging prejudicial transactions with related company in relation to a commercial property development; and acting for a director of a company in a proceeds of crime matter following conviction of immigration offences. Tim regularly appears in Commercial matters in the Sheriff Court and Court of Session (including the Commercial Court).

In Public law, he has a broad experience of judicial review claims and statutory appeals in the Court of Session. He has particular experience in the fields of public procurement and professional discipline matters. He has, also, worked on cases in diverse areas such as: freedom of information; data protection; PVG and other disclosure schemes; local authority school closures; and alcohol licensing and regulation. As well as Court appearances, Tim has appeared at a wide variety of administrative tribunals, committees, and disciplinary hearings.

Tim, also, has experience of International Commercial Arbitration, under both the Arbitration (Scotland) Act 2010 and other arbitration rules.

Tim was previously a senior solicitor at international law firm, Pinsent Masons LLP. He graduated with a first class honours from the University of Strathclyde and has tutored in Business Entities and Constitutional Law at both the University of Edinburgh and Napier University.

Education & Professional Career to Date

2012 - 2013: Devil at Faculty of Advocates

2011 - 2012: Senior Solicitor, Litigation and Dispute Resolution, McGrigors LLP / Pinsent Masons LLP

2008 - 2011: Solicitor, Litigation and Dispute Resolution, McGrigors LLP

2006 - 2008: Trainee Solicitor, McGrigors LLP

2005 - 2006: Diploma in Legal Practice, Glasgow Graduate School of Law

2000 - 2004: LLB (Hons), First Class, University of Strathclyde

Appointments

- Reporter for Session Cases (2014–present)
- Member of Arnot Manderson Advocates Management Committee (2013–present)
- Tutor in Business Entities (and previously other subjects, including Contract and Delict) on the LLB at University of Edinburgh (2012–present)
- Tutor in Constitutional & Administrative Law on the LLB at Napier University (2016)

Selected Cases

- **The Tartan Army Limited v. Sett GmbH & Ors [2017] CSOH 22**
Acted for successful Defender company in action for infringement, and counterclaim for invalidity, of trade marks in the name Tartan Army.
- **Petition of Capital Document Solutions Limited [2016] CSIH 88; [2016] CSOH 140**
Acted for Respondent in relation to issue of expenses of a Section 1 Petition and Interdict proceedings against a company and director in respect of obtaining of confidential information.
- **Macallans v. W. Burrell Homes Limited [2016] SC Gla 79**
Acted for Claimant in Debate as to the competency and relevancy of claims on a fund in medio in a multipoleinding in Glasgow Sheriff Court.
- **The Tartan Army Limited v. Sett GmbH & Ors [2015] CSOH 151**
Acted as sole counsel for a director in a debate in an Intellectual Property action. The case concerned the liability of a director for alleged infringement of a trademark by a company. The case raised complex issues of piercing the corporate veil and accessory liability of directors.
- **Swift Advances Plc v. Martin & Ors. [2015] CSIH 65**
Acted as sole counsel for Mr. & Mrs. Martin in an appeal to the Inner House concerning the calling-up of a standard security, and compliance with the pre-action requirements.
- **McLachlan v. British Airways (2015)(unreported, Paisley Sheriff Court)**
Acted as sole counsel for BA in a decision on damages for delay under Article 19 of the Montreal Convention. This case raised complex issues of the recoverability of damages for loss of enjoyment under the Montreal Convention.
- **Mr. Pinder's Trustees v. Phoenix Life Limited [2015] CSOH 96**
Acted as sole counsel for Phoenix Life in a two-day debate in the Commercial Court in a dispute about payment of a life assurance policy held in trust. The case raised complex issues of trust law,

succession, and conflict of laws.

- **Lormor Limited v. Glasgow City Council [2014] CSIH 80**

Acted for Lormor (with Alistair Clark QC) in an appeal to the Inner House concerning service of notices to quit under a lease of commercial property.

- **Skipton Financial Services Limited v Paul Allan [2014] CSOH 106**

Successful hearing on motion to grant interim interdict in respect of non-solicitation and non-dealing restrictive covenants in an employee's contract

Areas of Practice

- Clinical and Professional Negligence
- Commercial
- Employment, Discrimination and Harassment
- Media Law, Privacy and Defamation
- Property
- Public Law
- Taxation

Additional Information

Tim is a member of a number of legal groups and societies, including the Stair Society and the Scottish Public Law Group.

Tim is also a member of the Financial Services Lawyers Association. As part of membership, he participates in the pro bono scheme run by the FSLA for arranging advice and representation in relation to hearings in the Regulatory Decisions Committee of the FCA and the Upper Tribunal.