



Hugh Evans

Consultant

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Hugh has several decades of experience in advising financial services clients on disputes in a wide range of areas including product mis-selling, derivatives, performance bonds, mortgages, guarantees and professional negligence claims.

His clients include retail, commercial and challenger banks, building societies, receivables financiers and asset-based lenders.

Hugh appears in the Legal 500 Hall of Fame and has been described in the Legal 500 (2020 edition) as having "a huge depth of knowledge across legal developments and case law and can talk on any industry subject with knowledge and conviction". The 2020 edition of Chambers reports that : "Described by one source as "the doyen of banking litigation," consultant Hugh Evans is an adroit litigator who is vastly experienced in banking disputes concerning alleged Libor manipulation, mis-selling and fraud. Sources regard him as "a very good technician who is incredibly thorough" and also say: "He knows what he is doing and is always a pleasure to work with."

Hugh has also appeared on BBC television and radio as an expert legal commentator.

- Litigation, Arbitration and Investigations
- Projects, Energy and Infrastructure
- White Collar and Corporate Crime
- Corporate
- Finance
- Infrastructure Finance
- Banking and Finance Litigation

- Boyse (International) Limited -v- NatWest Markets PLC (2020) : acting for the defendant bank in striking out a LIBOR manipulation claim on limitation grounds. This is believed to be the first case in which the English courts have considered limitation in the context of LIBOR claims.
- Yuanda (UK) Company Limited -v- Multiplex Construction Europe Limited (2020) : acting for the London branch of an AsiaPac bank in injunction proceedings to restrain payment under a performance bond for GBP4.4m issued in respect of a major development in London.
- Cunningham -v- Ellis (2018) :acting for a bank in striking out a claim for GBP38m based on allegations of fraud arising out of the appointment of administrators to a company.
- Advising a mortgage lender on a range of litigation issues arising out of the abolition of a cap on its standard variable rate mortgage.
- Acting for a bank in a GBP6.3m claim against valuers relating to cross collateralised assets in Manchester, Sheffield and Glasgow

(2017).

- Advising a major UK clearing bank in relation to an injunction restraining payment under a performance bond for EUR18.2m issued in respect of the construction of a biomass plant in the south of France (2018).
- Acting for a bank in a GBP6.6m pound claim against the project monitor of a development of apartments which had been built in a defective manner (2016).
- *Ventra Investments Limited -v- Bank of Scotland* : acting for the defendant bank in successfully striking out part of an GBP85m claim alleging the sale of a portfolio of real estate assets at an undervalue.(2017)
- *Crestsign Limited -v- National Westminster Bank Plc* (2014) : acting for NatWest in the successful defence of a claim for the mis-selling of an interest rate swap. This case became a leading authority on the scope of a bank's duty when providing information about products to customers.
- *Rahman -v- HSBC* (2012) : acting for HSBC in successfully defending a claim challenging the appointment of receivers to a portfolio of real estate assets.

CREDENTIALS

Professional Qualifications

- Solicitor of the Senior Courts of England and Wales

Recognitions

Hugh has received specific mention in *Legal 500* for his litigation skills and has been named as a leader in his field by *Chambers UK*.

Hugh is described by *Legal 500* (2011) as a "very experienced and extremely able litigator." The *Chambers* directory for 2012 described him as "an astute and efficient litigator with an excellent client service ethos."

INSIGHTS

Publications

Mass litigation, funding and costs: Ingenious

6 April 2020

When it comes to mass litigation, whether it is a representative action, formal group litigation or a collection of claims with a common interest, costs and funding frequently lie close to the heart of a litigation strategy. A recent decision of the High Court illustrates some of the complexities that can arise.

Coronavirus: How UK mortgage lenders and administrators can comply with FCA guidelines

1 April 2020

On 20 March 2020, the FCA published guidance for mortgage lenders and administrators aimed at helping them support customers during the Covid-19 crisis. Alongside this guidance, the FCA has also published a related webpage with information for mortgage customers.

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- Mass litigation, funding and costs: Ingenious, 6 April 2020
 - Coronavirus: How UK mortgage lenders and administrators can comply with FCA guidelines, 1 April 2020
 - *UBS -v- Rose Ventures – Good Faith and Braganza* – Journal of International Banking and Finance Law May 2019

- Mis-selling of interest rate hedging products - public law will not aid private law claims, Journal of International Banking and Finance Law 5 Dec 2018
- The difficulties in challenging a FOS decision by way of judicial review 5 September 2017
- Is there a need for expert evidence in IRHP mis-selling disputes – Journal of International Banking and Finance Law February 2017

Events

Hugh is a renowned speaker and has presented to clients on a wide range of topics including mediation, litigation funding, conspiracy claims and duties of good faith. He is frequently asked to assist his clients with their training programmes. Hugh has also appeared on BBC television and radio as an expert legal commentator on issues relating to the financial services sector.