

# Galen Lambert

Call 2023



Galen Lambert is developing a broad commercial practice across Chambers' areas of expertise, with a focus on commercial litigation and technical construction and shipping disputes. He has experience with both litigation and international arbitration. Galen's international arbitration experience includes cases in North America, South America, Central Africa, and the Middle East.

Prior to coming to the Bar, Galen completed his education and qualified as a barrister and solicitor in Canada. As a Canadian lawyer, Galen served as a clerk (judicial assistant) to Justices Tysoe, Griffin, and Marchand of the Court of Appeal for British Columbia, assisting with all aspects of judicial decision making. Following his term as a clerk, Galen moved to London as a Harold G. Fox Scholar, where he worked in two sets of barrister's chambers for a term of ten months.

Galen subsequently practised as an associate in the dispute resolution group of a leading Canadian law firm. As an associate, Galen worked on a wide variety of matters, including class actions, securities litigation, and construction, energy, and technology disputes. Galen's recent experience includes:

- International Arbitration
- Commercial Litigation
- Construction, Engineering and Energy
- Shipping
- Professional Negligence

In addition to being called to the Bar of England & Wales, Galen is licensed as a barrister and solicitor in Ontario, Canada.

## International Arbitration

Galen is developing a particular expertise in international arbitration and has experience in disputes under various arbitral rules, including the ICC, LCIA and DIFC-LCIA Rules.

## Featured International Arbitration cases

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Instructed as junior counsel in an ICC arbitration arising from alleged defects and non-payment under a contract for interior design works at a prestigious residential property, with claims in excess of £7.5 million

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Assisted as a pupil with advice on the merits in relation to an LCIA arbitration arising out of a contract for the sale and purchase of certain commodities in the Democratic Republic of Congo, with claims in excess of USD 100 million

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Assisted as a pupil with the preparation of pleadings in an LCIA arbitration arising out of a contract for the design and construction of an LNG terminal, with claims in excess of £150 million

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Instructed as a Canadian associate to assist with all aspects an ICC arbitration regarding the purported termination of an IT master services agreement worth over CAD 1 billion

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Assisted as a Harold G. Fox Scholar with a DIFC-LCIA arbitration arising out of alleged variations and delays in relation to an architectural design consultancy agreement governed by Qatari law

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## Commercial Litigation

Galen has considerable experience in commercial litigation both in England & Wales and in Canada, including particular expertise in relation to class actions.

## Featured Commercial Litigation cases

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Instructed as sole counsel in relation to a dispute regarding the treatment of VAT under a consumer contract with significant precedential value to the business

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Assisted as a pupil with advising on the merits of a proposed novel class action strategy in relation to certain breaches of the Competition Act 1998

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Assisted as a pupil with the preparation of pleadings in relation to allegations of bribery and breaches of directors' duties

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Instructed as a Canadian associate to assist with the defence of a CAD 85 billion class action brought by the Government of British Columbia (on behalf of itself and other provincial governments) against the manufacturers and distributors of certain opioid products

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Instructed as a Canadian associate to assist with the defence of an investment company against allegations of breaches of applicable securities laws brought by the Ontario Securities Commission

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Assisted as a Harold G. Fox Scholar with the preparation of opening written submissions in a USD 280 million claim arising out of a fraudulent commodity trading scheme

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## Construction, Engineering and Energy

Galen has significant experience in construction matters, with previous experience in arbitral proceedings, adjudications, and proceedings before the Technology and Construction Court.

### Featured Construction, Engineering and Energy cases

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Instructed as junior counsel in ad hoc arbitral proceedings arising from alleged defects in two residential developments, with claims in excess of £5 million

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Assisted as a pupil with advice regarding strategic and legal issues in an ICC arbitration in relation to a contract for the design, construction, and commissioning of a power station in the Middle East, with claims in excess of USD 425 million

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Assisted as a pupil with drafting pleadings in relation to a £1.5 million claim for the remediation of cladding defects

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Assisted as a pupil with all aspects of an adjudication in relation to alleged rebate due under a construction contract

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Instructed as a Canadian associate to provide advice and prepare a statement of claim in relation to court proceedings arising from the allegedly negligent design and installation of wind turbines, with claims in excess of CAD 100 million

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Instructed as a Canadian associate to advise on prospective claims in relation to alleged defects under a long-term design, build, operate and manage contract for a hospital

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## Shipping

Galen has a particular interest in shipping law and has a broad range of experience in shipping litigation and arbitration. Galen has experience with cases involving jurisdictional and service issues and has assisted with anti-suit injunctions as well as service-out and substituted service applications.

### Featured Shipping cases

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Instructed as sole counsel to advise on the merits of certain disputed deductions on a provisional hire statement, including deductions attributable to off hire periods, hold cleaning, and bunkering costs

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Assisted as a pupil with enforcement proceedings before the Commercial Court in relation to an arbitral award and court order requiring redelivery of vessels following termination of their charterparties, including seeking anti-suit injunctions and the commencement of contempt proceedings

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Assisted as a pupil with the preparation of LMAA claim submissions related to the collapse of cargo and subsequent detention of the vessel in South America

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Assisted as a pupil with the preparation of defence and counterclaim submissions as part of an LMAA arbitration arising out of alleged violations of the Russian oil price cap

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Assisted as a pupil with advice on the merits and the preparation of LMAA claim submissions arising from alleged failures

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to maintain a vessel and the subsequent breach of her performance warranties

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## Professional Negligence

Galen is developing a professional negligence practice and has experience with a range of professional negligence claims.

### Featured Professional Negligence cases

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Instructed as sole counsel to advise on a Part 36 offer and the merits of a claim in relation to allegations of professional negligence by a surveyor

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Instructed as sole counsel to advise on and draft pleadings regarding allegations of professional negligence and breaches of contract against a dentist

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Instructed as a Canadian associate in relation to a claim against the architects of a power plant alleging professional negligence and breaches of contract

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Assisted as a Harold G. Fox Scholar with a claim against an architect alleging various breaches of contract and duty in relation to the design of a residential renovation project

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## Awards

Osgoode Hall Law School:

- D Paul Emond '72 Award
- Hyman Bergel Class Prize in Advanced Torts
- Fogler, Rubinoff LLP Prize
- Clifton H Lane Memorial Prize
- Osgoode Hall Law School Upper Year Award of Excellence (2X recipient)

University of Victoria:

- Presidents Excellence Fund Grant (2X recipient).
- National Sciences and Engineering Research Council of Canada Industrial Undergraduate Research
- Leonard Foundation Scholarship (2X recipient)

## Education

Galen has a first-class equivalent degree in biochemistry from the University of Victoria and a Juris Doctor from Osgoode

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Hall Law School. He has won numerous academic awards and graduated from Osgoode Hall Law School in the top 2% of his class.

- Bachelor of Science in Biochemistry with Co-Op Designation, University of Victoria–First Class Equivalent
- Juris Doctor, Osgoode Hall Law School – First Class Equivalent
- Bar Transfer Test, BPP University