

Jacob Haddad

Call 2021



Jacob Haddad has experience in a broad range of commercial disputes including both litigation and arbitration, and he accepts instructions in all areas of Chambers' work. He has a particular interest in shipping, IT & technology and construction.

Before coming to the Bar, Jacob studied English at the University of Cambridge, achieving a Double First and coming 1st in his cohort in his Part I examinations and 8th in his cohort at Part II. He subsequently spent a year studying at Harvard University as a Herchel Smith Fellow. He won multiple academic prizes for his performance at City Law School, including the Everard Ver Heyden Foundation prize for ranking 6th on the Bar Course.

During his pupillage, Jacob was supervised by Matthew Lavy KC, Thomas Crangle and Alexander Wright KC.

Jacob's recent experience includes:

- IT & Technology
- Shipping & Commodities
- Construction
- Insurance
- Professional Negligence

IT & Technology

Jacob has assisted with several IT & Technology cases both as a tenant and during pupillage.

Featured IT & Technology cases

- *IBM UK Ltd v LzLabs GmbH & Ors*: Acting as junior counsel for the Claimant in this high-value, complex High Court (TCC) matter involving allegations of reverse engineering of IBM proprietary software.

- Preparing the defence in a claim for unpaid fees in relation to sales acceleration software involving potential cyber fraud by a third party.
- Assisting as a pupil with an interim injunction application by a healthcare company against a provider of data storage services following a cyber-attack which compromised sensitive customer information.
- Assisting as a pupil with a Part 18 Request for Further Information in an IT project dispute.
- Assisting as a pupil with a dispute concerning alleged breach of an IT consulting services contract under which assistance and advice was given in relation to software licensing exposure and audits.
- Assisted as a pupil with advice regarding potential injunctive relief in relation to the threatened withdrawal of a trading platform on expiry of an IT services agreement.

Shipping & Commodities

Jacob has a rapidly developing shipping and commodities practice.

Featured Shipping & Commodities cases

- Drafting Claim and Reply and Defence to Counterclaim Submissions in a LMAA Small Claims arbitration involving issues of the validity of a notice of readiness, laytime interruption, the calculation of laytime and alleged vessel damage.
- Advising in relation to a potential Inter-Club Agreement cargo claim.
- Advising in relation to the scope of an *ad hoc* arbitration agreement in a collision claim.
- Assisting with drafting an application to enter default judgment pursuant to CPR 61.9 in an admiralty claim *in rem*.
- Advising on a commodities dispute involving issues of repudiation and non-delivery.
- Acting as junior counsel in ongoing arbitration proceedings concerning a contract for the international distribution and licensing of goods in the life sciences sector.
- Drafting a pleading in a cargo claim in the High Court (London Circuit Commercial Court) on an urgent basis.
- Drafting pleadings in disputes concerning unpaid berthing charges and alleged canal boat defects.
- Advising on a potential dispute concerning baseplate corrosion on a vessel.

- Assisting as junior counsel with an advice in relation to a voyage charterparty dispute which involved issues as to liability in circumstances where Charterers had failed to surrender the original bill of lading to Owners after completion of discharge of cargo, limitation and quantum.
- Assisting with an arbitration concerning a time charterparty dispute which raised novel issues related to the implied indemnity under Clause 8 of the NYPE form.
- Assisting as a pupil with an advice relating to the proper construction of ventilation obligations in a voyage charterparty.
- Assisting as a pupil with a pleading in an arbitration involving a dispute arising out of a bareboat charterparty and associated hire and purchase agreement.
- Assisting as a pupil with an arbitration involving contracts for the sale of petroleum products which raised novel issues relating to the interaction between assignment and the ‘anti-deprivation’ rule.

Construction

Jacob has been instructed in and assisted as a pupil with several complex, high value construction disputes.

Featured Construction cases

- Acted as sole counsel in an urgent High Court application in the Companies and Insolvency List regarding the deferral of the dissolution of a company and the reinstatement of liquidators arising out of post-Grenfell cladding litigation.
- Advising on a domestic construction dispute involving sewage treatment works.
- Instructed as junior counsel to Kate Livesey in preparation for a CCMC in a c. £8 million TCC case which includes a claim against a building contractor (the first defendant) for allegedly defective works.
- Assisting Thomas Crangle and James Leabeater KC as a pupil with an arbitration involving variations and delay claims brought by an architectural finishes design consultancy against a contractor on a large infrastructure project in the Middle East.
- Assisting as a pupil with a pleading in a claim concerning allegedly defective roofing works on extra-care housing centres.
- Assisting as a pupil with legal research on a variety of matters, including on the assignment of an indemnity under FIDIC standard terms and in relation to resisting an application for a stay of proceedings made by an insolvent contractor.

- Assisting as a pupil with a Statement of Claim for an arbitration concerning contracts for the sale of construction and mining equipment.
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Insurance

Featured Insurance cases

- Advising an insurer on whether to invoke fraud in relation to an insurance claim by the insured concerning allegedly damaged agricultural machinery.
 - Assisting with an advice as a pupil on potential remedies for an insurer following allegedly dishonest conduct by the insured in the course of underlying litigation.
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Professional Negligence

Featured Professional Negligence cases

- Instructed as junior counsel to Kate Livesey with preparation for a CCMC in a c. £8 million defects case in the TCC which includes a professional negligence claim against a firm of project managers and costs consultants (the second defendant) engaged as Employer's Agent under the relevant building contracts.
 - Assisting as a pupil with written submissions in response to an application for permission to appeal on the proper approach to quantification of loss of a chance damages in a solicitor's negligence claim.
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Other Experience

Jacob has been instructed as sole counsel in numerous trials and contested applications in the County Court, including in relation to RTA, credit hire, PPI and breach of contract matters.

Awards

- Everard Ver Heyden Foundation prize for the 6th best performance on the Bar Course at the City Law School.
 - 8 New Square Prize for Best Written Submissions in the Oxford International Intellectual Property Moot as part of
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the City Law School Team.

- Herbert Smith Freehills Prize for the 5th Best Speaker in the Preliminary Rounds of the Oxford IP Moot.
- Lord Denning and Residential Scholarships awarded by Lincoln's Inn for the Bar Course.
- Serle Court Prize for the best performance in Equity and Trusts on the Graduate Diploma in Law at the City Law School.
- Winner of the Inner Temple Inter Varsity Moot.
- Lord Haldane Scholarship awarded by Lincoln's Inn for the Graduate Diploma in Law.
- Betha Wolferstan Rylands Prize for best overall performance in Part I of the English Tripos awarded by the Cambridge English Faculty.
- Winifred Georgina Holgate Pollard Memorial Prize for an outstanding performance in a Cambridge Tripos awarded by Cambridge University.
- Elisabeth & Derek Brewer Prize for the top First in Part I English awarded by Emmanuel College
- Bokhari Prize for a First at Part II awarded by Emmanuel College.
- Elected to a Williams Senior Scholarship in June 2017, and to an Honorary Bachelor Scholarship in June 2018 by Emmanuel College.

Publications

- 'Freezing injunction obtained in respect of ongoing adjudication enforcement proceedings (*Nicholas James Care Homes Ltd v Liberty Homes (Kent) Limited*)'. LexisNexis, 30 May 2022.
- 'Speaking Silence?: *Barton v Morris* [2023] UKSC 3'. 3 February 2023.
<https://www.4pumpcourt.com/speaking-silence-barton-v-morris-2023-uksc-3/>

Memberships

- Lincoln's Inn
- COMBAR
- TECBAR

Education

- Bar Course, City Law School (2020-2021) – Distinction
- Graduate Diploma in Law, The City Law School (2019-2020) – Distinction
- Herchel Smith Fellow at the Graduate School of Arts and Sciences, Harvard University (2018-2019)
- BA in English, Emmanuel College, University of Cambridge (2015-2018) – Double First

Languages

- French (intermediate)