



## Jamie Hamblen

Called: 2017

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Jamie has a wide-ranging commercial practice, with extensive experience of maritime, commodities, international trade, public and private international law, international arbitration, energy, and general commercial disputes. Jamie has experience in High Court, Court of Appeal, and Supreme Court proceedings, along with ad hoc and institutional arbitrations, including pursuant to LCIA, ICC, LMAA, SIAC, GAFTA, and FOSFA rules.

In 2022 Jamie was ranked as a 'Rising Star' by Legal 500 in both Shipping and Commodities. In 2023 Jamie was ranked as 'Up and Coming' by Chambers and Partners in Shipping & Commodities.

Jamie has particular experience of complex commercial cases engaging issues of public international law and state immunity, having acted on behalf of state clients in a number of recent leading cases (e.g. *The Prestige* [2022] 1 WLR 3434 (CA), [2023] EWHC 2473 (Comm) and *The Resolute* [2022] 1 WLR 4856, [2023] EWCA Civ 1497).

### What the directories say

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- *"Jamie punches well above his weight in terms of years' call from a technical perspective and is very responsive and user-friendly."* (Legal 500, 2024)
- *"He is very thorough and has a fine and independent mind."* (Legal 500, 2024)
- *"Jamie is an excellent technical lawyer, very responsive and excellent on his feet."* (Chambers UK, 2024)
- *"He is very thorough, tremendously detailed, and works collaboratively."* (Chambers UK, 2024)
- *"Ferociously bright and very hard working. Definitely a star of the future."* (Legal 500, 2022)
- *"He punches above his weight."* (Legal 500, 2023)
- *"Very responsive and accessible, he has a good ability to gauge and engage with the Tribunal and quickly gets to grips with detailed facts and complex law."* (Legal 500, 2023)

### Shipping

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Jamie has extensive experience of shipping and maritime disputes. He is ranked as a 'Rising Star' in the area by Legal 500 and 'Up and Coming' by Chambers & Partners.

His recent and on-going cases include:

- Appearing in numerous LMAA arbitrations as sole counsel covering all manner of maritime disputes including off-hire claims, bunker disputes, speed and consumption disputes, demurrage disputes, cargo claims, yacht sales etc.
- *London Steam-ship Owners' Mutual Insurance Association Ltd v The Kingdom of Spain (The Prestige)*– Representing the Spanish Government with Timothy Young KC in 4 high-profile sets of proceedings relating to the enforcement of a judgment debt of c. US\$ 1 Billion in Spain's favour, following the sinking of the MT Prestige in 2002, giving rise to numerous important High Court, Court of Appeal, and CJEU decisions ([2020] 1 WLR 4943 (Henshaw J); [2020] 1 WLR 5279 (Butcher J); [2022] 1 WLR 3434 (CA); [2020] EWHC 3540 (Comm) (Butcher J));

[2022] 4 WLR 39 (CA); [2022] 1 WLR 99 (Butcher J), [2023] 1 W.L.R. 1 (CJEU), [2023] EWHC 2473 (Comm) (Butcher J)).

- Representing with Richard Lord KC, Josephine Davies, and Thomas Steward four Russian fishing companies defending claims for c. US\$200 million arising out of alleged breaches of long-term contracts of affreightment.
- Representing with Poonam Melwani KC the owners of a vessel defending claims for unseaworthiness and wrongful abandonment following the loss of its pintle pin.

## Shipbuilding

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Jamie has experience of high-value shipbuilding disputes. His recent and on-going cases include:

- Successfully representing buyers of 2 64k bulk carriers in obtaining repayments of instalments under refund guarantees worth c. US\$ 20 million in a 3-week LMAA arbitration with Robert Bright KC and Josephine Davies, following issues with the stern tube bearings during sea trials.
- Working as a junior with Lionel Persey KC and Henry Ellis in 2 LMAA Arbitrations concerning 2 floating accommodation rigs, resisting claims for c. US \$57m and c. US\$ 180m respectively.
- Working as a junior with Lionel Persey KC and Henry Ellis defending a shipyard from claims arising from the purported cancellation of 10 related shipbuilding contracts.
- Successfully defending a shipyard from allegations of negligence when removing a hydraulically fitted coupling in a 1-week ICC arbitration with Robert Thomas KC.

## Public International Law / State Immunity

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Jamie has particular experience of public international law issues arising in domestic proceedings, in particular cases concerning issues of state immunity and treaty interpretation.

Jamie has acted on behalf of state clients in a number of recent high-profile cases, including the leading authorities the issue of whether the English Courts can award injunctive relief against a foreign state (*The Resolute* [2022] 1 WLR 4856, [2023] EWCA Civ 1497) and the circumstances in which the English Courts will purport to rule judgments of the CJEU ultra vires under Article 89 of the 2020 Agreement on the Withdrawal of the UK from the EU.

- *London Steam-ship Owners' Mutual Insurance Association Ltd v The Kingdom of Spain (The Prestige)* ([2020] 1 WLR 4943 (Henshaw J); [2020] 1 WLR 5279 (Butcher J); [2022] 1 WLR 3434 (CA); [2020] EWHC 3540 (Comm) (Butcher J); [2022] 4 WLR 39 (CA); [2022] 1 WLR 99 (Butcher J), [2023] 1 W.L.R. 1 (CJEU), [2023] EWHC 2473 (Comm) (Butcher J)) – Representing the Spanish Government with Tim Young KC in 4 high-profile sets of proceedings relating to the enforcement of a judgment debt of c. US\$ 1 Billion in Spain's favour, following the sinking of the MT Prestige in 2002, giving rise to numerous important High Court, Court of Appeal, and CJEU decisions. The case has given rise to complex issues relating to state immunity, conflicts of laws, EU law, Human Rights, and arbitration law. The Prestige (No.6) [2023] EWHC 2473 is the leading English authority on the jurisdiction of English Courts to rule judgments of the CJEU ultra vires under Article 89 of the 2020 Agreement on the Withdrawal of the UK from the EU.
- *UK P&I Club NV v Venezuela (The Resolute)* [2022] EWHC 1655 (Comm), [2023] EWCA Civ 1497 - Successfully represented the Bolivarian Republic of Venezuela with Poonam Melwani KC in overturning an interim anti-suit injunction granted against the state. The case is the leading authority on the availability of injunctive relief in England against foreign states.
- *The Bibby Stockholm* - Advising with Poonam Melwani KC on the compatibility of the UK Government's use of the floating accommodation vessel the 'Bibby Stockholm' with domestic and international law.
- Advising the Republic of Kosovo as sole counsel in relation to issues relating to state immunity and arbitration law, arising out of the enforcement of an ICC arbitration award in England.
- Advising with Lionel Persey KC on compliance with UN Resolutions and sanctions in the context of a war risk insurance policy and the interdiction of a vessel by the Saudi Arabian Navy.

## Commodities & International Trade

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Jamie has wide experience in various international trade and commodity cases, involving an array international sale terms and institutional arbitrations. Jamie is ranked as a 'Rising Star' in Commodities by Legal 500 and 'Up and Coming' by Chambers & Partners. His recent and on-going cases include:

- *Mitsui & Co (USA) Inc v Asia-Potash International Investment (Guangzhou) Co Ltd* [2023] EWHC 1119 (Comm) - Representing two commodities companies with Rob Thomas KC, successfully prosecuting and defending appeals pursuant to ss. 68, 67, and 69 of the Arbitration Act 1996 from two related FOSFA awards.
- Representing an Italian animal feed producer in a successful GAFTA Appeal as sole counsel, overturning an award against the producer in the sum of c. € 800,000 and obtaining an award in its favour of c. € 330,000, before successfully defending appeals pursuant to ss. 68 and 69 of the Arbitration Act 1996 on the papers.
- Representing FOB buyers in a GAFTA arbitration and appeal as sole counsel in relation to cross claims worth c. US\$ 1.2 million.
- Drafting submissions in numerous FOSFA arbitrations in relation to issues of detention and delay at the Port of Paranaguá.
- Assisting John Russell KC in a LCIA Arbitration arising out of the alleged provision of defective organic juice, defending claims in excess of US\$ 1 million.

## Commercial Dispute Resolution

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Jamie has experience in both domestic and international commercial disputes, both in court and arbitration. His recent and on-going cases include:

- *The Prestige* [2020] EWHC 1920 (Comm) 24 Jul 2020 / [2020] EWHC 1582 (Comm) / [2021] EWHC 1247 (Comm) – Representing the Spanish Government with Timothy Young KC in 4 high-profile sets of proceedings which have given rise to leading judgments on the application of the State Immunity Act 1978 and the scope of the ‘conditional benefit’ principle, as applied to arbitration agreement.
- *UK P&I Club NV v Venezuela* [2022] EWHC 1655 (Comm) - Successfully represented the Bolivarian Republic of Venezuela with Poonam Melwani KC in overturning an interim anti-suit injunction granted against the state. The case is the leading authority on the availability of injunctive relief against states from the English Courts.
- Advising an investment bank on issues relating to the assignment of claims worth c. US\$ 4 million arising out of a master participation agreement for trade transactions
- Representing with Paul Downes KC, Poonam Melwani KC, and Simon Oakes a leading international manufacturer in a LCIA arbitration, defending claims for US\$100 million arising out of a share purchase agreement.
- Representing with John Russell KC and Ben Coffey two petrochemical companies defending claims for c. US\$43 million arising out of a long-term nitrogen and oxygen supply contract.

## International Arbitration

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Jamie has significant experience in the field of international arbitration, as both sole and junior counsel, including experience of institutional arbitrations with the ICC, LICA, LMAA, SIAC, FOSFA, and GAFTA. His recent and on-going cases include:

- *The Prestige* [2020] 1 WLR 4943 (Henshaw JJ); [2020] 1 WLR 5279 (Butcher JJ); [2022] 1 WLR 3434 (CA); [2020] EWHC 3540 (Comm) (Butcher JJ); [2022] 4 WLR 39 (CA); [2022] 1 WLR 99 (Butcher JJ), [2023] 1 W.L.R. 1 (CJEU), [2023] EWHC 2473 (Comm) (Butcher JJ) - Representing the Spanish Government with Timothy Young KC in 4 high-profile sets of proceedings that have given rise to leading judgments on the application ‘conditional benefit’ principle to arbitration agreements and the scope of the arbitration exclusion in the State Immunity Act 1978.
- Representing with John Russell KC and Ben Coffey two petrochemical companies defending claims for c. US\$43 million in a LCIA arbitration, arising out of a long-term nitrogen and oxygen supply contract.
- Representing with Rob Thomas KC an energy company in an ICC arbitration concerning claims for c. US\$6 million for the repudiation of a sulphur supply agreement.
- Representing with Paul Downes KC, Poonam Melwani KC, and Simon Oakes a leading international manufacturer in a LCIA arbitration, defending claims for US\$100 million arising out of a share purchase agreement.
- Successfully representing a shipyard at a 1-week ICC arbitration with Rob Thomas KC, which included argument as to how the ICC Rules regulate claims which have not been pleaded but are raised at the hearing.
- Assisting John Russell KC in a LCIA Arbitration arising out of the alleged provision of defective organic juice, defending claims in excess of US\$ 1 million.
- Representing an Italian animal feed producer in a successful GAFTA Appeal, overturning an award against the producer in the sum of c. € 800,000 and obtaining an award in its favour of c. € 330,000, before successfully defending appeals pursuant to ss. 68 and 69 of the Arbitration Act 1996 on the papers.

## Energy

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Jamie has a developing practice in the field of energy and natural resources, including:

- Working as a junior with Lionel Persey KC and Henry Ellis in 2 LMAA Arbitrations concerning 2 floating accommodation rigs, resisting claims for c. US \$57m and c. US\$ 180m respectively.
- Representing with John Russell KC and Ben Coffey two petrochemical companies defending claims for c. US\$43 million in a LCIA arbitration, arising out of long-term nitrogen and oxygen supply contracts.
- Representing with Rob Thomas KC an energy company in an ICC arbitration concerning claims for c. US\$6 million for the repudiation of sulphur supply agreement.
- Providing multiple legal opinions to a bioenergy firm specialising in waste to energy power production, concerning issues arising out of a long-term power purchase agreement.

## Insurance

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Jamie is developing his practice in the field of insurance and reinsurance. He regularly deals with issues of subrogation and assignment arising out of cargo claims against shipowners and assisted Lexis Nexus in updating their Practice Notes on Maritime Insurance Law.

His recent and on-going cases includes:

- *The Prestige* [2020] 1 WLR 4943 (Henshaw J); [2020] 1 WLR 5279 (Butcher J); [2022] 1 WLR 3434 (CA); [2020] EWHC 3540 (Comm) (Butcher J); [2022] 4 WLR 39 (CA); [2022] 1 WLR 99 (Butcher J), [2023] 1 W.L.R. 1 (CJEU), [2023] EWHC 2473 (Comm) (Butcher J) – Representing the Spanish Government with Timothy Young KC in 4 high-profile sets of proceedings in relation to claims for c. US\$1 billion against the London Steam-ship Owners' Mutual Insurance Association Ltd, as the insurers of the MT Prestige, which sank off the coast of Spain in 2002. The proceedings have included consideration and determination of the scope of the insurance provisions of Regulation (EU) 1215/2012, as well as the scope of the 'conditional benefit' principle, as applied to parties relying on foreign statutes granting direct claims against insurers.
- *UK P&I Club NV v Venezuela* [2022] EWHC 1655 (Comm), [2023] EWCA Civ 1497 - Successfully represented the Bolivarian Republic of Venezuela with Poonam Melwani KC in overturning an interim anti-suit injunction granted against the state. The case is the leading authority on the availability of injunctive relief against states from the English Courts and involved consideration of the application of the 'conditional benefit' principle in relation to direct action claims against insurers.
- Assisting Lionel Persey KC in advising on coverage issues under a vessel's war risk insurance, following the seizure of the vessel by a foreign government.

## Banking

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Whilst a pupil, Jamie gained experience of banking and financial services litigation, including dealing with refunds for push payment fraud pursuant to the Payment Services Regulation 2009. Recently, Jamie has assisted Paul Downes KC in editing "Downes on Banking Law", due to be published by Sweet & Maxwell.

## Aviation & Travel

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Jamie has experience of a wide range of aviation disputes dealing with the Montreal/Warsaw Convention and Regulation 261/2004, both in court and in CEDR adjudications.

## Academic

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BA in English Literature, Durham University, 2014 (First Class)

GDL, City University, 2016 (Distinction)

BPTC, City University, 2017 (Outstanding - 4th in the year overall out of 341 students)

## Awards

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Hardwicke Entrance Award, Lincoln's Inn

Lord Brougham Scholarship, Lincoln's Inn

Lord Denning Scholarship, Lincoln's Inn

Buchanan Prize, Lincoln's Inn

Barstow Scholarship, City University

Winner of the Lincoln's Inn Internal Mooting Competition 2017

Runner-up in the City University Senior Moot 2017 and the Maitland Advocacy Prize 2015

## Ranking

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