



Matthew Innes

Call: 2022

✉ minnes@serlecourt.co.uk ☎ +44 (0)20 7242 6105

Matthew Innes has a broad commercial and chancery practice, covering all of Chambers' core areas of expertise, notably civil fraud, commercial, probate, company, insolvency, property, and trusts disputes. He regularly appears as counsel, both in unled and led work, in the County Court and the High Court.

Clients appreciate Matthew's no-nonsense but good-humoured approach to civil litigation. He aims to help them find a way through both the human and strategic elements of bringing or defending a claim. In court, he is a robust advocate, unafraid to appear against considerably more senior opponents. He has been successful, as sole counsel, in applications for interim freezing relief, disclosure orders, summary judgment, and the striking out of statements of case.

Matthew also enjoys working as part of larger teams of lawyers, including leaders both within and outside Chambers. He is happy to roll up his sleeves and get stuck into complex factual or legal material. He is experienced in all aspects of large-scale commercial litigation, including disclosure or privilege reviews, data management, assistance with drafting correspondence, and assistance with evidence, in addition to his work as an advocate.

Matthew joined Chambers in October 2023 on the completion of his pupillage. He spent his first X months in practice on secondment to law firm Stevens & Bolton LLP, where he assisted the Private Wealth Disputes and Commercial Litigation teams with matters across the spectrum of commercial and Chancery work.

Before coming to the Bar, Matthew completed a DPhil at University College, Oxford. He is a published historian, with a monograph on early modern French history due to be published by Oxford University Press in 2026. In 2023 he was awarded a Senior Scholarship by Gray's Inn, the Inn's most prestigious scholarship, *'awarded to pupils of exceptional merit'*.

Expertise

Contact

6 New Square
Lincoln's Inn, London, WC2A 3QS

DX 1025 LDE
Telephone +44 (0) 20 7242 6105
Fax +44 (0) 20 7405 4004

Out of hours

Nick Hockney: +44 (0)7702 159953
Dan Wheeler: +44 (0)7714 853641

General enquiries

clerks@serlecourt.co.uk

Civil Fraud

Work involving allegations of fraud, including allegations of forgery, misrepresentation, breach of fiduciary duty, and the misappropriation of assets, is a core element of Matthew's practice. He appears regularly in both the High Court and the County Court in claims for final relief as well as applications for interim relief including freezing injunctions, passport orders, and disclosure orders.

Recent Cases

- Assisting **Matthew Morrison KC**, instructed by the claimants (in liquidation), in a *Quincecare / Tugu* claim against a bank arising out of a US\$100m Ponzi scheme operated by the claimants' former directors (instructed by Triay Lawyers). The proceedings, which settled in the course of the trial on confidential terms, raised significant questions about the extent of a bank's corporate knowledge; the interaction between regulatory anti-AML duties and *Quincecare* duties; and the implications of the decision of Lord Sumption in the HK CFI in *Tugu*.
- Acting for the respondent to a section 994 claim including an application of interim injunctive relief. The underlying claim involves allegations of forgery, the deliberate destruction of evidence, and deliberate diversion of corporate opportunities.
- Acting (led by **James Weale KC**) for the successful defendants, in respect of a claim (1) seeking financial provision under the 1975 Act (2) bringing a testamentary challenge against the mother of the First Claimant and the First Defendant, and (3) seeking to set aside various dispositions on the basis of undue influence and/or sham. The defendants successfully established that the claim had been brought on the basis of a forged document and in the context of serious disclosure failing by the claimants, with indemnity costs awarded accordingly (instructed by Weightmans LLP).
- Advising the former shareholder and director of a BVI company owning UK real property in respect of the wrongful acquisition of the share capital in the BVI company by the client's former legal advisor (instructed by Appleby).
- Acting for the defendants / in a counterclaim seeking to set aside the purported last will of the deceased on the basis of fraudulent calumny and/or undue influence.
- Acting for the beneficiaries in an action for an account in the context of historic misappropriation of trust property under a will trust.
- Advising a seller of commercial property facing a threatened claim for fraudulent misrepresentation relating to the property's rental yields.
- A fraudulent misrepresentation claim relating to investment in a limited company.
- Assisting in the preparation of an urgent High Court injunction relating to funds misappropriated via an online banking scam. Proceeds of funds permitted by that institution to have been misappropriated from investors as part of a Ponzi scheme.
- Assisting **Gareth Tilley** with applications for forfeiture of bank accounts holding the proceeds of pandemic-related fraud under Part 5 of POCA 2002.
- Assisting **Matthew Morrison KC** with matters arising out of a freezing injunction made against several respondents, the main one being the difficulties caused by the respondents' bank refusing to permit transactions to proceed without the claimant's consent.
- *Kea Investments Limited v Wikeley Family Trustee Limited* – Assisted **Gareth Tilley** in advising the claimant victim of a worldwide conspiracy in the form of allegedly fraudulent claims and demands in the courts of Kentucky and the BVI brought by the trustee of New Zealand trust.
- Assisting **Sophie Holcombe** with a derivative claim in respect of funds said to have been misappropriated from a company by way of purported management fees paid out to companies controlled by the two main directors.

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Commercial Litigation

Commercial Litigation is a core element of Matthew's practice. Matthew has experience of a range of commercial work, including commercial disputes involving fraud, banking, company and insolvency law, and real or personal property.

Having competed in the 28th annual VIS International Commercial Arbitration moot as a law student, Matthew is also interested in, and happy to accept instructions relating to, arbitration (whether domestic or international).

While on secondment with the Commercial Litigation Team at Stevens & Bolton LLP, Matthew gained experience of a range of commercial matters, such as disputes relating to the sale and supply of goods, investment disputes, and franchise disputes (including disputes regarding franchise renewals).

Recent Cases

- Assisting **Matthew Morrison KC**, instructed by the claimants (in liquidation), in a *Quincecare / Tugu* claim against a bank arising out of a US\$100m Ponzi scheme operated by the claimants' former directors (instructed by Triay Lawyers). The proceedings, which settled in the course of the trial on confidential terms, raised significant questions about the extent of a bank's corporate knowledge; the interaction between regulatory anti-AML duties and *Quincecare* duties; and the implications of the decision of Lord Sumption in the HK CFI in *Tugu*.
- As sole counsel, acting for the respondent to an application for a springboard injunction brought into the context of an unfair prejudice petition in a quasi-partnership company. Matthew successfully opposed the applicant's claim to be entitled to open-ended springboard relief pending trial of the claim, with the judge (Mr Tom Smith KC, sitting as a Deputy High Court Judge), preferring Matthew's submission that the only appropriate period of restraint was for the period of 3 months post-resignation, which had been offered in open correspondence.
- Assisting **Thomas Elias**, acting for the claimants (represented by Virtuoso LLP), in a High Court Claim for copyright infringement, trade mark infringement, and passing off in the context of a contractual dispute for the sale and purchase of company shares.
- Acting in a breach of warranty claim in respect of the defective supply of software.
- Acting for a defendant to a claim for unpaid invoices in a long-term supply contract involving dispute as to the conditions precedent to the claimant's entitlement to payment.
- Advising the purchaser of a dental practice in respect of a breach of warranty claim against the seller.
- Advising in respect of a potential unjust enrichment / breach of contract claim by a consultant who supplied services and industry know-how on the strength of a promise of an equity stake in a startup.
- Acting in respect of various claims for unpaid invoices, including claims in the construction and materials sectors.

Company

Company law is a core element of Matthew's practice. He is happy to accept instructions in matters relating to directors' duties and shareholders' rights, including derivative claims and unfair prejudice petitions. He also accepts instructions in respect of the enforcement of restrictive covenants, including applicants for urgent interim or springboard injunctions.

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Recent Cases

- As sole counsel, acting for the respondent to a section 994 claim including an application of interim injunctive relief. The underlying claim involves allegations of forgery, the deliberate destruction of evidence, and deliberate diversion of corporate opportunities. Matthew successfully opposed the applicant's claim to be entitled to open-ended springboard relief pending trial of the claim, with the judge (Mr Tom Smith KC, sitting as a Deputy High Court Judge), preferring Matthew's submission that the only appropriate period of restraint was for the period of 3 months post-resignation, which had been offered in open correspondence.
- Advising a trust company (with a grant of letters of administration), subject to potential *Bartlett* duties, as to its potential remedies in respect of historic misfeasance by the directors of a company held as part of the deceased's estate, including a potential derivative claim, as well as its rights pursuant to the Table A model articles.
- Advising the third party respondents to an application for specific disclosure made in the context of a shareholder dispute as to whether a proposed resolution was 'frivolous or vexatious' pursuant to s. 303(5) Companies Act 2006
- Assisting **Thomas Elias**, acting for the claimants (represented by Virtuoso LLP), in a High Court claim for copyright infringement, trade mark infringement, and passing off in the context of a contractual dispute for the sale and purchase of company shares.
- Advising the former shareholder and director of a BVI company owning UK real property in respect of the wrongful acquisition of the share capital in the BVI company by the client's former legal advisor (instructed by Appleby).
- (During pupillage) Assisting **Gareth Tilley** with drafting submissions for an UNCITRAL arbitration involving questions of reflective loss and contractual compromise.
- (During pupillage) Assisting **Thomas Elias** and **George Vare** in the preparation of defences in two overlapping unfair prejudice petitions in relation to the conduct of two family businesses.
- (During pupillage) Assisting **Sophie Holcombe** with a derivative claim in respect of funds said to have been misappropriated from a company by way of purported management fees paid out to companies controlled by the two main directors.

Trusts & Probate

Trusts and probate work is a core element of Matthew's practice. While on secondment with the Private Wealth Disputes team at Stevens & Bolton LLP, Matthew was exposed to a wide range of onshore and offshore private client matters, including 1975 Act claims, estate administration disputes, will validity claims, and issues regarding capacity.

Much of Matthew's work involves advising in respect of potential will challenges, often including allegations of undue influence, fraudulent calumny, or other dishonest conduct.

Matthew also often acts for executors, administrators, and trustees in respect of potential claims by them or in respect of the estate or trust property. This work often involves an overlap with his understanding of company, property, insolvency, and commercial disputes.

Recent Cases

- Acting (led by **Constance McDonnell KC** and **Amy Proferes**) for the claimant in a claim for an equity by proprietary estoppel and a testamentary challenge to the wills of the claimant's late father, in the context of a substantial agricultural property

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(instructed by JMW Solicitors LLP).

- Acting (led by **James Weale**) for the successful defendants, in respect of a claim (1) seeking financial provision under the 1975 Act (2) bringing a testamentary challenge against the mother of the First Claimant and the First Defendant, and (3) seeking to set aside various dispositions on the basis of undue influence and/or sham (instructed by Weightmans LLP)
- Acting for the deceased's children, who had been excluded from his will, asserting a proprietary claim to the proceeds of sale of shares held in the names of the children and/or to the assets of the SIPP to which those proceeds were transferred.
- Advising on the rights of surrogate children under a pre-1950 trust instrument and on the implications of the Human Fertilisation and Embryology Act 2008.
- Advising the administrator of a substantial estate in respect of various claims being brought by or against numerous of its onshore and offshore corporate entities.
- Advising a trust company (with a grant of letters of administration), subject to potential *Bartlett* duties, as to its potential remedies in respect of historic misfeasance by the directors of a company held as part of the deceased's estate.
- Advising the beneficiaries of an Italian national domiciled in the UK, with assets in both the UK and Italy, in a will validity and administration dispute.
- Advising the executor facing claims by the deceased's father and sister in respect of sums advanced to the deceased pursuant to a mortgage in the name of the deceased and his father.
- A challenge to the validity of a will on the basis of fraudulent calumny and/or undue influence upon the deceased caused by his apparently estranged children.
- A claim against the trustee of a family will trust for an account.
- Acting for the claimant cohabitee of many decades in a 1975 Act claim in a dispute involving allegations of domestic abuse.
- Acting for executors in a claim against one of the deceased's creditors.
- (During pupillage) A proprietary estoppel / unjust enrichment claim arising out promises made to the claimant by the deceased but not given effect in the deceased's will.
- (During pupillage) Issues relating to a reserved power provisions in a trust instrument.
- (During pupillage) An issue as to whether a trustee's exercise of a power of addition would constitute a fraud on a power.

International

Matthew's practice often has an offshore element, working with local counsel. While on secondment with the Private Wealth Disputes team at Stevens & Bolton LLP, Matthew gained experience of a number of matters relating to the administration of offshore trusts, including a dispute as to the validity of trustees' removal by a protector.

Matthew also gained experience of matters relating to the offshore ownership of companies, particularly in respect of the implications of the dissolution of offshore companies (either by way of escheat or vesting as bona vacantia) on UK real property.

Recent Cases

- Advising the former shareholder and director of a BVI company owning UK real property in respect of the wrongful acquisition of the share capital in the BVI company by the client's former legal advisor (instructed by Appleby).
- Assisting **Matthew Morrison KC**, instructed by the claimants (in liquidation), in a Gibraltar Quincecare / Tugu claim against a

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bank arising out of a US\$100m Ponzi scheme operated by the claimants' former directors (instructed by Triay Lawyers).

- (During pupillage) *Kea Investments Limited v Wikeley Family Trustee Limited* – Assisted **Gareth Tilley** in advising the claimant victim of a worldwide conspiracy in the form of allegedly fraudulent claims and demands in the courts of Kentucky and the BVI brought by the trustee of New Zealand trust.
- (During pupillage) Drafted advice as to the proper construction of reserved power provisions in a trust instrument.

Insolvency & Restructuring

Recent Cases

- Matthew regularly acts for debtors, creditors, and office-holders, including in respect of winding up and bankruptcy petitions.
- Assisting **James Mather** in advising creditors as to potential proprietary remedies in respect of deposits paid to an insolvent yacht builder.
- Acting for a liquidator seeking a change to the basis of his remuneration pursuant to rule 18.28 of the Insolvency Rules 2016, the creditors having failed to fix the basis.
- Acting for a director facing allegations of misfeasance under section 212 Insolvency Act 1986.
- Acting for in applications to set aside statutory demands; An application to vary the basis of remuneration for trustees in bankruptcy.
- Preparing applications for relief under section 127(1) Insolvency Act 1986.
- Preparing applications for relief under section 238 Insolvency Act 1986 relating to transactions at an undervalue to former directors.
- Work on an application for directions by a creditor faced with multiple alleged but unparticularised competing claims to the insolvency estate.
- (During pupillage) *Lemos v Church Bay Trust Company Ltd* [2023] EWHC 2384 (Ch) – Assisted **Thomas Elias** and **Andrew Gurr** in the successful defence of a claim under s. 423 Insolvency Act 1986.
- (During pupillage) Assisting **Michael Walsh KC** in advising on a complex matter involving questions of land registration, probate, bankruptcy, and co-ownership.

Property

Recent Cases

- Matthew is developing a specialist Property practice, including landlord & tenant work, rights of light, leasehold enfranchisement, and conveyancing disputes. His Property work often overlaps with one or more of his other areas of practice, especially Company, Insolvency, and Probate work. He has a particular interest in applications to re-vest property that has escheated or vested *as bona vacantia* following company dissolution.
- Acting (led by **Constance McDonnell KC** and **Amy Proferes**) for the claimant in a claim for an equity by proprietary estoppel and a testamentary challenge to the wills of the claimant's late father, in the context of a substantial agricultural property.

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- Advising the defendant to a potential claim for an equity by proprietary estoppel in respect of a family farm by a claimant in receipt of substantial provision under the deceased's will.
- Advising a seller of commercial property facing a threatened claim for fraudulent misrepresentation relating to the property's rental yields.
- Advising a landlord of commercial premises in respect of the tenant's application for relief from forfeiture.
- Advising a landlord of a high-value residential property in respect of potential forfeiture of the tenant's lease.
- Acting for the defendant in a claim challenging the amounts paid under freehold covenants intended to fund the maintenance in a housing development.
- Acting for the successful applicant in an application under section 859M for the rectification of the Register of Companies to correct material inaccuracy of the registered particulars of a charge.
- Acting (pro bono) for a residential tenant in a claim by the landlord for arrears of rent, involving a counterclaim for disrepair and for breach of the deposit protection requirements.
- (During pupillage) *Mynott v Mynott* – Assisted **Michael Walsh KC** in a two-day land registration trial in the FTT concerning adverse possession over unregistered land.
- (During pupillage) *Thomas v Sonnystone Investments Limited* – Assisted **Michael Walsh KC** in the CCMC for a High Court claim arising out of the disposition of a director's shareholding in a company, together with land owned by the company, in which the claimant seeks a declaration that he retained a beneficial interest in the land transferred subsequent to the sale.
- (During pupillage) Assisting **Michael Walsh KC** with an urgent interim injunction to restrain the respondent from interference with the applicants' property.
- (During pupillage) Assisting **Michael Walsh KC** in County Court possession proceedings.
- (During pupillage) Assisting **Michael Walsh KC** in advising on a complex matter involving questions of land registration, probate, bankruptcy, and co-ownership.
- (During pupillage) Representing a residential landlord in the tenant's application to set aside a default judgment.

Banking & Financial Services

Recent Cases

- Assisting **Matthew Morrison KC**, instructed by the claimants (in liquidation), in a *Quincecare / Tugu* claim against a bank arising out of a US\$100m Ponzi scheme operated by the claimants' former directors (instructed by Triay Lawyers). The proceedings, which settled in the course of the trial on confidential terms, raised significant questions about the extent of a bank's corporate knowledge; the interaction between regulatory anti-AML duties and *Quincecare* duties; and the implications of the decision of Lord Sumption in the HK CFI in *Tugu*.
- Acting for the defendant in a claim relating to allegedly mis-sold Payment Protection Insurance (PPI).
- Acting for the successful applicant in an application under section 859M for the rectification of the Register of Companies to correct material inaccuracy of the registered particulars of a charge.

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Professional Negligence

Recent Cases

- Acting in a claim by a purchaser against a negligent surveyor in respect of an unnoticed right of way
- Advising in a claim against a negligent will drafter.
- (During pupillage) *NWG v Vantis Tax Limited* – Assisted **Gareth Tilley** in a c.£65m claim against allegedly negligent tax advisers.
- (During pupillage) Assisted **Michael Walsh KC** in advising on the professional liability of a firm of solicitors in relation to a property transaction.

Memberships

- COMBAR
- ChBA
- ConTrA

Education, Qualifications and Awards

- Bar Vocational Studies, City University (Distinction)
- GDL, City University (Distinction)
- DPhil in History, University College, Oxford
- MPhil in Political Thought and Intellectual History, Pembroke College, Cambridge (Distinction)
- BA in History, Pembroke College, Cambridge (Double First)
- Atkin Senior Scholarship, (Gray's Inn)
- William Shaw BVS Scholarship, (Grey's Inn)
- David Karmel Scholarship, (Gray's Inn)
- City Law School Scholarship for Academic Excellence, City, University of London
- Winner, City Law School Senior Moot (2022)
- 2nd place, Gray's Inn Moot Competition (2022)
- Honourable Mention, Martin Domke Award for Best Oralist, Vis Moot (2021)

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BSB Registration

Matthew James MacDonald Innes

VAT Number

449301496

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