

## Chintan Chandrachud

YEAR OF CALL: ENGLAND AND WALES: 2021; INDIA: 2011; NEW YORK: 2018

*"He is absolutely brilliant - incredibly strong on the details and helpful on the strategic work."*

Chambers and Partners 2021

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## Practice Overview

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Chintan joined chambers in July 2021, following the successful completion of his pupillage. He is developing a broad practice, covering commercial litigation, arbitration, tax litigation and public law litigation.

Chintan spent four years as a solicitor at Quinn Emanuel Urquhart & Sullivan LLP before moving to the Bar. His notable representations included acting for a Ukrainian commercial bank in PCA arbitration proceedings under the Russia-Ukraine Bilateral Investment Treaty, acting for a group of hedge funds in a claim of share price manipulation on Indian stock markets at the Commercial Court, and acting for a British mining conglomerate in the largest ever tax dispute (USD 200 billion) against the Tanzania Revenue Authority. He was listed by Chambers & Partners as an "associate to watch", and by Legal 500 as a "key lawyer", for tax litigation.

## Commercial

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### General commercial litigation

- *Pine River Asia Master Fund and Others v Castex Technologies Limited and Others*: acted for a group of hedge funds in a claim of share price manipulation on the Indian stock markets against an automotive component provider in the Commercial Court.
- *Federal Deposits Insurance Corporation v Barclays Bank plc and Others*: acted for an independent agency of the US government in proceedings at the High Court arising from the LIBOR scandal.
- *White Oak Trade and Speciality Finance Cayman, LLC v Jurgens Australia (Pty) Limited*: acted for a trade finance provider in a High Court claim for breach of contract against caravan manufacturers.

- *Ezra Marwa Wambura and Others v Barrick TZ Limited and Others*: acted for a Canadian mining conglomerate in tort claims brought by a group of claimants at the High Court.
- *Federal Republic of Nigeria v J P Morgan*: a claim alleging breach of the Quincecare duty of care, arising out of the corrupt grant of an oil licence for an off-shore deepwater bloc (as a pupil, assisting Richard Blakeley).
- *Republic of Mozambique v Credit Suisse*: claims in bribery, unlawful means conspiracy and dishonest assistance arising from sovereign guarantees given over the funding of supply contracts (as a pupil, assisting Richard Blakeley).

## Tax litigation

- *Acacia Mining plc and Others v Tanzania Revenue Authority*: advised a British mining conglomerate in over 150 tax disputes (involving CIT, VAT, PAYE and customs duties) against the Tanzania Revenue Authority in courts and tribunals in the Republic of Tanzania. This included the largest tax dispute in history at the time (USD 200 billion).
- *Norquil Limited v HMRC*: acted for a British real estate group in proceedings against HMRC at the First Tier Tribunal (Tax Chamber).
- Advised the CEO of a hedge fund in settlement discussions with HMRC.
- Advised a bed and mattress retailer and manufacturer in relation to a potential dispute involving VAT with HMRC.
- Advised an investment management firm based in London in settlement discussions with HMRC.
- Advised a trust company based in Jersey in settlement discussions with HMRC.
- Advised a telecom conglomerate in relation to a potential dispute with the Tanzania Revenue Authority.
- Advised an industry body in settlement negotiations with HMRC in relation to the "Senior Accounting Officer" regime.

## Arbitration

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- *JSC CB PrivatBank v The Russian Federation*, PCA Case No. 2015-21: acted for a Ukrainian commercial bank in PCA arbitration proceedings under the Russia-Ukraine Bilateral Investment Treaty.
- *AngloGold Ashanti (Ghana) Limited v Republic of Ghana*, ICSID Case No. ARB/16/15: acted for a South African mining conglomerate in a claim for breach of contract in ICSID arbitration proceedings against the Republic of Ghana.
- *Acacia Mining plc and Others v Republic of Tanzania*, LCIA Case No. UN173687: advised a British mining conglomerate on the tax related aspects of LCIA arbitration proceedings against the Republic of Tanzania.
- Acted for a telecom infrastructure provider in a claim for breach of contract in UNCITRAL arbitration proceedings against an investor.

- Advised an American investment company in relation to the English law aspects of an employment dispute in ICC arbitration proceedings.

## Public Law

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- *Siddiqui v Siddiqui* (Court of Appeal): defending a claim for child maintenance founded on the basis that the relevant statutory scheme is discriminatory and violates rights under the European Convention on Human Rights (as a pupil, assisting Jennifer MacLeod).
- *AZY and ors v DPP and ors* (High Court): a Human Rights Act damages claim for victims of grooming gangs in Rochdale regarding their treatment by the police and the CPS (as a pupil, assisting Jennifer MacLeod).
- Inquest into the death of Jake and Chloe Ford (North East Kent Coroner's Court): a high-profile inquest into the death of young twins killed by their mother, on behalf of their father (as a pupil, assisting Jennifer MacLeod).

## International/EU

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- *Aboca and Others v European Commission*: an application for annulment of Commission Regulation (EU) No 2021/468 (adding botanical species containing hydroxyanthracene derivatives to Annex III of Regulation (EC) No 1925/2006 of 20 December 2006 on the addition of vitamins and minerals and of certain other substances to foods) filed at the General Court of the European Union (as a pupil, assisting David Scannell QC).

## EDUCATION & QUALIFICATIONS

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## Professional experience

Associate, Quinn Emanuel Urquhart & Sullivan LLP (2016–20)

Constitutional law lecturer at Christ Church, Oxford (2017) and St Catherine's College, Oxford (2015)

## Education

PhD: Sidney Sussex College, University of Cambridge

LLM: Yale Law School

MPhil: St Catherine's College, University of Oxford

BCL: St Catherine's College, University of Oxford

BLS, LLB: Government Law College, University of Mumbai

## Scholarships and prizes

Cambridge: Judge Evan Lewis-Thomas Law Studentship, Modern Law Review Scholar.

Oxford: St Catherine's College Light Senior Scholar, Law Faculty Graduate Scholar, J.N. Tata Scholar, Narotam Sekhsaria Foundation Scholar, Hirani Foundation Scholar, Tatachem Golden Jubilee Foundation Scholar, Lotus Trust Scholar.

Mumbai: Yashwant Dalal trophy for the most outstanding all round student, best student of the year.

## PUBLICATIONS

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### Books

- *Balanced Constitutionalism: Courts and Legislatures in India and the United Kingdom* (OUP 2017).
- *The Cases that India Forgot* (Juggernaut 2019).

### Selected articles, notes and book reviews

- "The Kashmir Internet Restrictions: India's Supreme Court Swaps Seats with the Executive" (2020) *Public Law* 793.
- "Review of 'The Constitution of India: A Contextual Analysis' by Arun K Thiruvengadam" (2019) *Public Law* 431.
- "Anti-Corruption by Fiat: Structural Injunctions and Public Interest Litigation in the Supreme Court of India" (2018) 14 *Socio-Legal Review* 170.
- "Twenty years of the Arbitration Act 1996: Bhatia International revisited" (2018) 2 *Transnational Dispute Management Journal* (with S. Petit, J. Meeran).

- "Nehru, Non-Judicial Review and Constitutional Democracy" (2018) 2 *Indian Journal of Constitutional & Administrative Law* 45.
- 'Review of Unstable Constitutionalism – Law and Politics in South Asia' (2018) *International Journal of Constitutional Law* 690 (with P. J. Yap).
- "The implications of the Double Taxation Directive in the EU" (2017) *LexisNexis Q & A* (with L. Fichardt).
- "A new era of international tax disputes and arbitration" (2017) *Financier Worldwide* (with L. Fichardt).
- "The new Directive on tax dispute resolution mechanisms" (2017) *Tax Journal* 1374 (with L. Fichardt).
- 'Re-Making We the People' (2017) 65 *American Journal of Comparative Law* 217
- "Proportionality, Judicial Reasoning, and the Indian Supreme Court" (2017) 1 *Anti-Discrimination Law Review* 87.
- "Measuring Constitutional Case Saliency in the Indian Supreme Court" (2016) 6 *Journal of Indian Law & Society* 42.
- "800 Years of the Magna Carta: The Magna Carta and the Making of the Indian Constitution" (2015) 14 *National Human Rights Commission Journal* 3.
- "Declarations of Unconstitutionality in India and the UK: Comparing the Space for Political Response" (2015) *Georgia Journal of International and Comparative Law* 309.
- "Reconfiguring the discourse on political responses to declarations of incompatibility" (2014) *Public Law* 624.

### **Selected book chapters**

- "Structural Injunctions and Public Interest Litigation in India" in P. J. Yap (ed) *Constitutional Remedies in Asia* (Routledge 2019)
- "Constitutional Falsehoods: The Fourth Judges Case and the Basic Structure Doctrine in India" in R. Albert, B. Oder (eds) *An Unconstitutional Constitution? Unamendability in Constitutional Democracies* (Springer 2018).
- "The (Fictitious) Doctrine of Substantive Legitimate Expectations in India" in M. Groves, G. Weeks (eds) *Legitimate Expectations in the Common Law World* (Hart 2016).
- "Rights-Based Constitutional Review in the United Kingdom: From Form to Function" in J. Bell, M.L. Paris (eds) *Rights-Based Constitutional Review in Europe* (Edward Elgar 2016) (with A. Kavanagh).
- "Constitutional Interpretation" in S. Choudhry, M. Khosla, P. B. Mehta (eds) *The Oxford Handbook of the Indian Constitution* (OUP 2016).
- "International Humanitarian Law in Indian Courts: Application, Non-application, Misapplication" in D. Jinks, J. Maogoto, S. Solomon (eds) *Applying International Humanitarian Law in Judicial and Quasi-Judicial Bodies: International and Domestic Aspects* (TMC Asser Press 2014).

## Directory Quotes

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"...notable for his work for mining sector clients." (Chambers & Partners, 2021)