

CBFL SEMINAR SERIES FRAUD, UNCONSCIONABLE CONDUCT AND BEYOND: PRACTICAL TIPS ON HANDLING LETTER OF CREDIT AND DEMAND GUARANTEE CASES

By Dr Deborah Horowitz
Fountain Court Chambers



Dr Deborah Horowitz is a barrister practising at Fountain Court Chambers in London. She completed LLB (Hons) and BA (Hons) degrees at the University of Melbourne, trained as a solicitor in Melbourne, and then came to Oxford where she undertook BCL (Dist), MPhil (Dist) and DPhil degrees. She worked as a banking litigation solicitor at Freshfields in London, and then she transferred to the Bar in London, where she specialises in banking, commercial, construction, aviation and financial regulatory cases; she has 15 years' experience as a litigator. Her doctorate, which addressed defences to payment under letters of credit and demand guarantees, was published by OUP as a book, and she frequently deals with disputes in that area. She was also instructed in one of The Lawyer's "Top 10 Cases of 2017", acting for RBS in the widely-publicised RBS Rights Issue Litigation, which involved group litigation claims by shareholders against RBS and some of its directors in relation to the prospectus issued in conjunction with RBS's £12bn 2008 Rights Issue.

11 January 2019 (Friday)
4.00pm – 5.15pm (Registration starts at 3.30pm)
NUS Law (Bukit Timah Campus)
Block B Level 4, Seminar Room SR4-3

ABOUT THE EVENT

The talk will:

- (i) briefly summarise the main characteristics and principles regarding letters of credit and demand guarantees;
- (ii) consider how courts have dealt with enforcement of letters of credit and demand guarantees in England and Singapore;
- (iii) discuss the decision of the UK Supreme Court in *Taurus Petroleum Limited v State Oil Marketing Company of the Ministry of Oil, Republic of Iraq* [2017] UKSC 64, which addressed important questions regarding when a debt will be owed to a beneficiary under a letter of credit, and the lex situs of the debt; and
- (iv) aim to give practical guidance on how successfully to enforce, or seek to resist, payment.

WHO SHOULD ATTEND

Banking lawyers, in-house bank counsel, policymakers

PROGRAMME

- 3.30pm : Registration
4.00pm : Start of Seminar
5.00pm : Discussion (Q&A)
5.15pm : End of Event

REGISTRATION



Register at:
<https://tinyurl.com/yddec364>
For enquiries, please email
rescle@nus.edu.sg or
contact Atikah Shaftee at
+65 6516 3102



Public CPD Points: 1
Practice Area: Banking & Finance
Training Level: Foundation

Participants who wish to obtain CPD Points are reminded that they must comply strictly with the Attendance Policy set out in the CPD Guidelines. For this activity, this includes signing in on arrival and signing out at the conclusion of the activity in the manner required by the organiser, and not being absent from the entire activity for more than 15 minutes. Participants who do not comply with the Attendance Policy will not be able to obtain CPD Points for attending the activity. Please refer to <http://www.sileCPDcentre.sg> for more information.

ABOUT THE CENTRE FOR BANKING & FINANCE LAW

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