



Evan Price, LLB (London)
Call 1997

Evan Price was called to the Bar in 1997. He was a Diplock Scholar at the Middle Temple.

His practice covers a broad range of Chancery and commercial work with particular experience in property (including landlord & tenant) and insolvency (both personal and corporate) litigation. He has also recent and current experience of dealing with matters relating to companies, disqualification of directors, partnership, professional negligence, probate, taxation (including Stamp Duty Land Tax), trusts and public law.

He is a member of the Chancery Bar Association, the Property Bar Association, the Bar Pro Bono Unit and the Society for Computers and the Law. He is a member of the Hall Committee at the Middle Temple and is an advocacy trainer with Middle Temple Advocacy.

Evan's reported cases include:

- *Jeffries v Archer* [2010] All ER (D) 45 - Contract, construction, loan agreement, parties entering into agreement whereby Claimant's loan to company to be repaid in event of 'company refinancing', get-out clause not operational if 'company refinancing' taking place, whether 'company refinancing' taking place, whether Claimant able to use get-out clause.
- *Westvilla Properties Ltd v Dow Properties Ltd* [2010] EWHC 30 (Ch) - Contracts, landlord and tenant, real property, certainty, contract terms, leases, mistake, parol evidence, sale of property, specific performance, void contracts, absence of plans and service charge percentage in draft lease, correction of errors by court, s.2, Law of Property (Miscellaneous Provisions) Act 1989.
- *Johnson v Luxcool Ltd and others* [2008] EWHC 1591 (QB), [2008] All ER (D) 185 - Landlord and tenant, lease, validity, claimant contending creation of lease for two properties in question, whether creation of lease.
- *Johnson v Revenue and Customs Commissioners* [2008] STC 2179 - Income tax, penalty, proceedings, general commissioners imposing penalty on taxpayer for failing to comply with request for documents, whether general commissioners erring.
- *Negus v Bahouse and another* [2008] 1 FLR 381 - Administration of estates, family provision, application, deceased's co-habitee, co-habitee's entitlement to a reasonable financial provision from the deceased's estate, whether co-habitee entitled to reasonable financial provision, Inheritance (Provisions for Family and Dependants) Act 1975, ss 1(1B), 2.
- *Scout Association Trust Corporation and ors v Secretary of State for the Environment* [2005] STC 1808 - Lands Tribunal, compensation for compulsory purchase, VAT, Sheldon ruling
- *Pinto v Lim and anr* [2005] All ER (D) 247, The Times (8th June 2005) - Real property, joint tenancy, severance, first defendant transferring property into her sole name and subsequently transferring property to second defendant, claimant claiming beneficial interest in property, claimant claiming rectification of register of title, Land Registration Act 1925, s.82(1), Land Registration Act 2002, Sch 8, 1(1)(b), balance between innocent claimant and innocent registered proprietor, exercise of discretion
- *Re HSBC Bank plc* [2005] All ER (D) 362 - Companies, insolvency, winding up, application to restrain presentation of petition, debt disputed on substantial grounds, consideration of relevant facts
- *Steffen Hair Designs (a firm) v Wright and anr* [2004] All ER (D) 354 - Injunction to restrain breach of restrictive covenant in employment contract, balance of convenience, exercise of discretion
- *Universal Information Technology Group Ltd v Unitech Complete Computing Ltd* [2004] All ER (D) 32 - Civil costs, order for costs, discretion, parties reaching settlement before trial, consideration of relevant facts
- *Roto Packaging Materials Co Llc v Latest Technology & Products Ltd and ors* [2004] All ER (D) 422 - Civil costs, security for costs, order, jurisdiction to make order, CPR Part 25.13
- *Clements and ors v Goodacre* [2004] All ER (D) 120 - Boundaries, delimitation of boundary, ownership of land, judge finding that claimants have ownership of disputed land, correctness of that decision



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- *Keston and anr v IRC* [2004] STC 902 - Tax, stamp duty, avoidance
 - *Dulai and anr v ISIS Factors Plc and anr* [2003] 2 BCLC 411 - Companies, register of members, rectification, s.359 Companies Act 1985
 - *Wyrill and anr v Ashleigh Homes and anr* [2003] All ER (D) 76 - Summary judgment, defendant having no reasonable prospect of defending the claim
 - *Lawrence v Cullen (a bankrupt) and another* [2002] All ER (D) 67 - Bankruptcy, trustee in bankruptcy, application for possession of bankrupts' property, judge granting application in absence of bankrupts, bankrupts applying to set aside judge's decision, judge refusing bankrupts' application, whether judge correct, CPR 39.3(5)(b), (c).
 - *Cullen v Whinhurst Investments Ltd and another* [2001] All ER (D) 74 - Bankruptcy, appeal, appeal from bankruptcy order, proceedings between landlord and tenant, landlord obtaining order for payment of interim rent, whether notice of bankruptcy served after final judgment or order, whether bankruptcy order a nullity.
 - *Monarch Assurance Plc v IRC* [2001] STC 1639 - Tax, administrative law, insurance, qualifying policy
 - *Sharma v Joy* [2001] All ER (D) 328 - Bankruptcy, set-off of damages for breach of covenant to repair against claim for rent.
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