

STUART MACDONALD

Ben Macfarlane & Co
4 Lombard Street,
London EC3V 9HD
T: +44 20 7190 2988
F: +44 20 7190 2989
M: + 33 (0) 626 59 49 86
E: s.macdonald@bjm-co.com

PROFILE

He was a Partner in leading London law firm Clyde & Co until 2009. He is now a consultant with Ben Macfarlane & Co. He has over thirty years' experience handling a wide range of contentious and non-contentious work, specialising in general commercial litigation, social security law and public law.

- Public Law
- European Competition Law
- Fraud
- Insurance Law
- Commercial Law
- Trade Law

These competencies have been developed and deployed in:

- Litigation
- Dispute Resolution
- Arbitration
- Advice on Regulatory Matters

RECENT CASES OF INTEREST

- Major oil spillage in Western Europe - London market insurers
- Oil pollution in West Africa – London market insurers
- Major fraud at a European bank – London clients
- Large scale commodity fraud carried out in Eastern Europe – London clients
- Noted Impressionist artist's estate – European client

QUALIFICATIONS AND EDUCATION

Solicitor of the Senior Courts of England and Wales
Solicitor, Scotland
Admitted to the Paris Bar in 2005 – Avocat à la Cour
LLB (Hons. 2(1) (University of Edinburgh)
LLM (University of Virginia Law School)
SJD (University of Virginia Law School): Doctorate on "Social Security Law in the United Kingdom"

CAREER HISTORY

2011 – Present Ben Macfarlane & Co

Consultant

Stuart has joined Ben Macfarlane & Co as a consultant to continue providing high quality and specialist legal advice in his areas of expertise. Stuart brings with him a wealth of knowledge and over thirty years' of experience.

2009-2011

Clyde & Co

Consultant

- Headed up the Clyde & Co. team on the An Bord Baine Co-operative Limited (the Irish Dairy Board) –v- MMB and DTF litigation (dual pricing of milk for butter). This was a large and complex EU/competition law case.
- Ran a number of public law cases, e.g., R –v- Secretary of State for Wales ex parte Bell Lines Limited.
- Ran a number of fraud cases, e.g., litigation in the Brinks Mat theft of bullion from Heathrow.
- Ran major insurance and trade litigation in the House of Lords and at the European Court of Justice.

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| 1979 - 2010 | Clyde & Co., | Partner |
| <p>From 2004 – 2006 Stuart was the Managing Partner of Clyde & Co Paris office. He was involved in a number of high profile cases including:</p> <ul style="list-style-type: none"> - Barlow Clowes recovery exercise from 1990 to date on behalf of the DTI and HM Treasury, working in collaboration with the Treasury Solicitors Department (case concluded in February 2011. The Treasury recouped £120 million of £153 million paid out ex-gratia to victims of the Barlow Clowes scam). - The BSE inquiry, acting for former ministers and MAFF civil servants. - Railtrack (shareholder “class action” successfully defended). | | |
| 1975 | Assistant Deputy Procurator Fiscal | Glasgow |
| 1973-1975 | Clyde & Co., London | Assistant |
| 1972-1973 | Assistant to Professor Richard B. Lillich, Professor of International law at University of Virginia, Charlottesville, Virginia | |
| 1970-1972 | Apprenticed with Maclay Murray & Spens, Solicitors, Glasgow | |

OTHER INFORMATION

Interests: Horseracing, golf, classical music.
Status: Married, one son. Currently living and working in Paris.
Languages: French