

John Waiting

Call 2010



Clerks' Details

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Memberships

- Chancery Bar Association
- Northern Chancery Bar Association
- Northern Circuit Commercial Bar Association
- Northern Circuit

Education

- St Olave's Grammar School, Orpington, 1997-2004
- MA (Cantab), Law with Management Studies, Girton College, Cambridge (II.i, 2004-2008)
- BVC, Manchester Metropolitan University (Very Competent, 2009-2010)
- Pupillage at Exchange Chambers

Insolvency CV

Overview

John has a broad practice, with a particular focus on commercial, property and insolvency matters. His insolvency practice includes:

- Personal Bankruptcy including Bankruptcy Petitions and Applications to Set- Aside Statutory Demands
- Public Examination of Bankrupts
- Corporate Insolvency including Winding-up Petitions and Applications to Set- Aside Statutory Demands
- Orders for Sale by the Trustee in Bankruptcy
- Administration Applications and Applications for extension of an Administrator's term of office
- Applications for directions to office holders from the court
- Advising officeholders generally

Cases

Successfully defended an application to set aside a statutory demand based upon the ground that the debtor had offered a security for the debt and this had been unreasonably refused by the creditor. This comprised a dispute as to the law as to whether this could be considered one of the “other grounds” for setting aside a statutory demand under r.10.5(5)(d) IR 2016.

Acted for the Secretary of State on Winding Up Petitions brought on public interest grounds, and obtained orders for the companies to be wound up. Also acts in disqualification proceedings.

Acted for receivers appointed over properties split into many leasehold titles, advising on the business rates liability and also appearing on the application to approve their remuneration.

Acted for liquidators in the appeal of a rejection of a proof.

Acted for administrators on an application for directions in relation to an account holding monies on trust for creditors.

Successfully acted for liquidators in a claim pursuant to s.234 IA 1986 for a block of flats to be conveyed to the liquidators by the director.

Acted for a Trustee in Bankruptcy in Order for Sale proceedings, where the wife of the bankrupt raised a defence based upon the equity of exoneration.

Successfully acted to annul a bankruptcy relying on section 282(a) of the Insolvency Act 1986.

Acted for a supervisor of a CVA which was challenged by a creditor.

Appeared on various contested bankruptcy and winding-up petitions.

Recommendations

‘John is supportive, responsive and has an in-depth legal knowledge which enables him to be able to assist on all matters. He will not give up even if it is an uphill struggle. He always ensures that he gives 110% and really puts himself out to ensure that he meets the client service and is very user friendly.’

The Legal 500 2023

“John gives well-considered, thorough advice and considers strategic issues when advising. He is a measured and confident advocate.”

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