DANIEL CROWLEY C.ARB

Get in touch

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Practice Overview

Daniel Crowley is a very experienced trial lawyer. He has fought dozens of cases to trial. He specialises in insurance, construction and engineering, professional liability, product liability/property damage, commercial litigation and arbitration. He acts for Claimants on a “no win/no fee” Conditional Fee Agreement (“CFA”) and Damages Based Agreement (“DBA”) basis.

Insurance & Reinsurance

Daniel Crowley acts in all aspects of commercial insurance including insurance claims, coverage issues, policy construction, misrepresentation, non-disclosure, breach of warranty, estoppel, waiver and reservation of rights, co-insurance and ICObS/Insurance Conduct of Business Sourcebook. He has a particular expertise in insurance fraud. He also acts for and against brokers as part of his professional negligence practice. He lectures on insurance issues especially insurance fraud.
Construction and Engineering

He has experience in delay and disruption claims and defect claims and all aspects of construction adjudications and arbitrations. He has particular expertise in claims arising under the Defective Premises Act 1972.

Product Liability & Property Damage

He has expertise in all areas of product liability/property damage/recovery claims including damage caused by defective products, fires, explosions, floods, tree roots, heave, landslip, vibrations and defective building work. By reason of his insurance expertise, he has particular expertise and experience of claims on insurance policies in respect of property damage.

Professional Liability & Negligence

Acting for and against solicitors, accountants, auditors, financial advisers, valuers, surveyors, engineers, architects and other construction professionals and insurance brokers.

Commercial Dispute Resolution

Wide range of commercial litigation with particular experience in sale of goods including international sale of goods; carriage of goods including CMR Convention and RHA terms; jurisdiction disputes; freezing (Mareva) injunctions; and Company Director Disqualification proceedings.

Arbitration, International Arbitration & Projects

Daniel Crowley is a Fellow of the Chartered Institute of Arbitrators and a Chartered Arbitrator. He is on the Chartered Institute of Arbitrators Arbitration Panel. He is a member of the London Court of International Arbitration.

Advocate

He is regularly instructed in arbitrations. Recent arbitrations include:
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- Substantial LCIA arbitration on international tank containers (instructed by Laytons)
- Claim arising from a fire on the roof of commercial premises (instructed by Plexus Law)
- Acted for Claimant South American Company, in a cross-border contractual claim in an international arbitration heard at IDRC in London. He led David Thomas of 2TG (instructed by Fischer & Schickendantz, Uruguay)
- Acted for international energy and process contractor in an ICC arbitration on claim for variations and delay and disruption arising from a power station project (instructed by DWF)
- Acted for international energy and process contractor in an ICC arbitration on a conversion from a coal fired power station to biomass in France, including Court applications in the UK. (instructed by DWF)

He advises and appears in Court on appeals from arbitration awards: see, for example, Crest Nicholson (Eastern) Ltd v Mr and Mrs Western [2008] 1 BLR 426; (2008) 119 Con LR 18; (2008) CILL 2599 and arbitration applications.

Arbitrator

He sits as an arbitrator. He has sat as an arbitrator on appointments from the CIarb including international arbitration:

- Dispute over funds in an escrow account following a share sale.
- Arbitration arising from a public body’ termination of its contract with a solicitors’ firm.

Current and Recent Work

Daniel has appeared in the following reported cases:

- Actavo UK Ltd v Doosan Babcock Ltd – (TCC) (2017) Lawtel Document No. AC5000331 (with Martin Hirst)
- BPT Ltd v Patterson – (CLCC TCC) (2016) Lawtel Document No. AC0153059
- Hufford v Samsung Electronics (UK) Ltd [2014] BLR 633
- Khan and Khan v (1) London Borough of Harrow; and (2) Helen Sheila Kane [2013] BLR 611; [2013] All ER (D) 32; [2013] CILL 3421
- Zennstrom and Another v Fagot and Others (2013) 147 Con LR 162, [2013] All ER (D) 287 (Feb), (2013) 30 BLM 46
- Denness and Another v East Hampshire District Council [2012] All ER (D) 307 (Oct)
- Foster and Another v Stajanovski [2011] All E R (D) 157
- Hames v Ferguson [2008] All E R (D) 152 (CA)
- Eiles v London Borough of Southwark [2006] All E R (D) 237
- Wessanen Foods Ltd v Jofson Ltd [2006] All E R (D) 48
- Brown v Vosper Thornycroft Ltd [2004] All ER (D) 375
- 24 Seven Utility Services Ltd v Rosekey Ltd (t/a Atwal Builders) and Another [2004] All E R (D) 288
- Kanu v Kashif [2002] All E R (D) 496 (CA)
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- Khanna v Somra and Others [2002] All E R (D) 56 (QBD)
- Video London Sound Studios v Asticus (GMS) Ltd and Keltbray Ltd [2001] All E R (D) 168 (TCC)
- Dainty and Others v Reynolds and Others (CA) [2000] All E R (D) 2010; (High Court, Holland J) [2001] All E R (D) 43
- Ludlow v National Power plc [2000] All E R (D) 1868(CA);
- Cooper v Fearnley, Re A Debtor (No. 103) of 1994 [1997] B.P.I.R 20 (Ch. D)

Recommendations

Chambers & Partners, London Bar, Property Damage, Leading Juniors, Band 1 2018, 2017, 2016, 2015 where he is described as follows:

"Good on paper, good on his feet and good with clients"

"An experienced advocate with highly effective cross-examination skills, who displays great attention to detail at all times."

"He is a very astute individual, who has a keen eye for detail, and is very thorough in what he does. He is always methodical, clear and concise, and you can see his passion for the law."

"Gives firm and clear advice and is happy to stand by that advice."

"He is excellent, really thorough and very clever."

"He is very bright and spot-on legally."
COMMERCIAL DISPUTES BARRISTER OF THE YEAR, LAWYER MONTHLY LEGAL AWARDS 2016, 2017

INSURANCE - LAWYER OF THE YEAR – FINANCE MONTHLY – FINTECH AWARDS 2018