

Almira Delibegovi?-Broome QC

Year of Call: 2003 Year of Silk: 2017

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Professional Career to date

Devil Masters: Michael P. Howlin, QC, Sheriff Chris Shead, Louise J. Milligan.

2003: Called to the Bar

1999 - 2002: Solicitor, Dundas & Wilson CS

1998: Legal & Transactions Manager, Hodgson Martin Ltd

1996 - 1998: Trainee Solicitor, McGrigor Donald

Various dates: Edinburgh Law School (Tutor (constitutional law, international private law) and Lecturer (international private law, international finance)).

Education & Professional Qualifications

LLM, Harvard Law School (2002)

Dip. LP, Edinburgh Law School (1996)

LLB (Hons), Edinburgh Law School (1995)

Sarajevo Law Faculty (1989 - 1992 (commencement of war))

Sarajevo Faculty of Philosophy (1989 - 1992 (commencement of war))

Areas of Expertise

- Commercial Contracts
- Company, Corporate Finance and Tax
- Competition and Public Procurement
- International
- Insolvency

Professional Experience

Almira has been non-practicing since August 2018. Having completed her time as a Visiting Scholar at Harvard Law School, she is now based at the Committee on Capital Markets Regulation, in Cambridge, Massachusetts.

Almira expects to be back in practice from mid-2019.

Almira regularly advises on insolvency and corporate matters. She has experience in complex evidential hearings in commercial disputes, conducting legal debates, whether at first instance or at appeal stage.

Almira was ranked band 1 junior by Chambers & Partners in the areas of Commercial Dispute Resolution and Restructuring /Insolvency. She is ranked as a New Silk in these areas.

Recent Cases

SSE Generation Ltd v Hochtief Solutions (pending)

Complex (evidential and legal) dispute arising in relation to a collapse of a hydropower tunnel in the Scottish Highlands, built for SSE by Hochtief. Acted for SSE.

FM Developments Ltd (in administration) v Milne and others

Administrator's challenge to a range of property investments in Cape Verde and the Caribbean. Acted for some of the former directors.

Heather Capital Limited (in liquidation)

Two actions by liquidators against former solicitors of a failed investment fund. Acted for the liquidators.

Kivuwatt Ltd v Dane Associated Limited [2011] CSOH 118

The action concerns parties involved in contracts with the government of Rwanda relating to gas extraction from Lake Kivu. Acted for Dane Associates.

Inveresk plc v Tullis Russell Papermakers Ltd 2010 SC (UKSC) 106

In this and the connected case between the same parties, Almira acted for Tullis Russell, in successfully claiming at the Supreme Court level that the payment of deferred consideration under an asset purchase agreement was not as yet due and that, in any event, Tullis had right to retain any sums due pending the resolution of their claim for damages against Inveresk. A complex factual hearing on the damages claim concluded after the Supreme Court case and Tullis were awarded significant damages against Inveresk.

Farstad Supply AS v Enviroco Ltd 2010 SC (UKSC) 87

The case concerned a claim for damages and repair costs in relation to damage caused by a fire on board an oil supply vessel. The main issue in the case was whether the terms of a contract between the pursuers and the third party resulted in the defenders being unable to claim relief from the third party.

Martin v Most 2010 SC (UKSC) 40

This was the first judgement by the Supreme Court dealing with the challenge to the extent of legislative competence of the Scottish Parliament on grounds other than compliance with the European Convention on Human Rights. The judgment contains important considerations of section 29 of the Scotland Act, which lies at the heart of the division between matters reserved for the UK Parliament and matters within the powers of the devolved legislature.

Scottish Lion Insurance Co Ltd v First Goodrich Corp 2010 SC 349

Acted for Scottish Lion, a solvent insurance company, in their successful appeal relating to a scheme of arrangement under s. 899 of the Companies Act 2006. The court held that the existence of an adverse situation facing both the company and its creditors might be a factor in favour of granting sanction of the scheme, but was not a precondition thereto, whether the company was solvent or otherwise. The fact that insured with long tail policies were asked to accept current estimated values in lieu of their contingent claims was not so overwhelming a factor against the granting of sanction that Scottish Lion could be denied the opportunity of establishing the positive benefits of the scheme and robustness of its valuation procedures.

Anderson v Dickens 2009 SCLR 609

Successful challenge of two transactions as 'unfair preferences' on behalf of the liquidator against the company's director and sole shareholder.

Arrow Generics Ltd, Petitioners 2008 SC 518

In this challenge to a European patent, acted for Akzo Nobel in successfully overturning on appeal the first instance finding that the patent lacked novelty, while also successfully defending the first instance finding that the patent was not obvious.

Calor Gas Ltd v Express Fuels (Scotland) Ltd 2008 SLT 123

Acted for Express Fuels, who were successful in defending an action for damages for breach of contracts by showing that the relevant contracts were void due to breach of European competition law.

Advocates Courts & Tribunals

Supreme Court; Court of Session; Sheriff Court; Tribunals (Tax); Arbitrations.

Advocates Appointments & Memberships

Scottish Bar representative on the Joint Working Party of the Bars and Law Societies of the United Kingdom on Competition Law

Standing Counsel to Her Majesty's Revenue and Customs (2012 - 2015)

Directories

Recommended in

Chambers & Partners:

2016

Commercial Dispute Resolution:

'She has a particularly astute brain when it comes to cases with strong technical questions. Good for any mind-bending cases.' 'She is knowledgeable, user-friendly, bright and pleasant.'

Restructuring/Insolvency: 'She is a very bright advocate who has the ear of the court.'

2015

Commercial Dispute Resolution:

'She is very good tactically, and recognised as being in the top few juniors at the Scottish Bar.'

Restructuring/Insolvency:

'She is a real team player and a bright advocate.' 'She is invariably well prepared and adds greatly to the representation of the clients' interests in any case.' 'She has the most impressive mind. Her understanding of detailed statutory provisions is a great assistance.'

2014

Commercial Dispute Resolution:

'A highly rated junior who has a significant commercial practice. She is praised by instructing solicitors for her in-depth preparation and vast intellect. She has considerable experience of handling insolvency-related disputes.'

Expertise:

"She is a highly intelligent individual with outstanding ability." "She has a keen grasp of legal issues and takes a practical view at all times; she is able to explain complex matters in a manner that can be easily understood by clients."

Restructuring/Insolvency:

'Runs a busy commercial practice and is frequently instructed in insolvency cases, especially in her capacity as a standing junior to HM Revenue & Customs. Commentators believe that her previous career as a corporate solicitor is one of the factors behind her strong client handling skills.'

Expertise:

"She is robust and fearless on her feet, and is also highly intelligent and diligent."

2013

Commercial Dispute Resolution:

'Almira's background in venture capital and corporate finance assists her when she is handling corporate restructuring and schemes of arrangement disputes. 'Astute' and 'authoritative' she is recommended by solicitors not only for her legal skills but also for being client-friendly and a pleasure to work with.'

Restructuring/Insolvency: 'She is tenacious and is not afraid to roll up her sleeves and fight causes

that others will not.'

2012

Commercial Dispute Resolution:

'combines 'superb academic understanding with a practical and commercial approach'. She has a strong background in corporate finance.'

Legal 500

2016:'She is a good commercial advocate with strong drafting skills.'

2014: 'Able to deal with the most with the most technical company and commercial matters with ease.' (Commercial litigation); 'Great intellect and extremely approachable.' (Company and Insolvency)

2013: 'noted for her 'formidable combination of ability and commitment' (Commercial Litigation); "definitely among the most conscientious barristers at the Bar, and routinely produces written work ahead of schedule" (Company and Insolvency).

2012: 'very intelligent' and wonderful to work with', 'very strong in commercial petitions' (Commercial Litigation) 'very good junior who is committed and creative in her thinking' (Company and Insolvency)

2011: 'should be seen very much as the rising star in commercial law in Scotland'