



Andrew Day

Year of Call: 2003

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Overview

Andrew Day is a Barrister specialising in Arbitration and Family (finance). He is an established family law specialist with extensive experience of dealing with financial disputes between separating spouses, civil partners and unmarried couples, under the Matrimonial Causes Act 1973, the Civil Partnership Act 2004, the Children Act 1989 and the Trusts of Land and Appointment of Trustees Act 1996. He is the Deputy Head of the Family Finance Team.

He is regularly instructed in cases of significant legal or factual complexity, both where the parties' means are substantial and where the available resources are more modest, to advise and to appear in the High Court and in the Family Court, nationwide, at all stages of proceedings, at first instance and on appeal.

Andrew's practice includes Arbitration, within which he has extensive experience of dealing with financial disputes between separating spouses, civil partners and unmarried couples, under the Matrimonial Causes Act 1973, the Civil Partnership Act 2004, the Children Act 1989 and the Trusts of Land and Appointment of Trustees Act 1996.

Practice Areas

Family - Finance

Andrew is an established family law specialist with extensive experience of dealing with financial disputes between separating spouses, civil partners and unmarried couples, under the Matrimonial Causes Act 1973, the Civil Partnership Act 2004, the Children Act 1989 and the Trusts of Land and Appointment of Trustees Act 1996.

He is regularly instructed in cases of significant legal or factual complexity, both where the parties' means are substantial and where the available resources are more modest, to advise and to appear in the High Court and in the Family Court, nationwide, at all stages of proceedings, at first instance and on appeal.

Andrew's cases often involve, for example, the alleged concealment or dissipation of assets; nuptial agreements; significant pre-acquired, inherited or other non-matrimonial wealth; farming assets; businesses large and small; complex and valuable public service, Armed Forces or self-invested pensions; on- and off-shore trusts; jurisdictional issues; and substantial assets overseas.

Andrew has a particular interest in cases concerning the interplay between family law and the confiscation of the proceeds of crime under the Proceeds of Crime Act 2002 and earlier statutory regimes. He is regularly instructed in an advisory capacity and as an advocate in cases in which such issues arise, including confiscation and receivership proceedings before the Crown Court.

Andrew qualified as an arbitrator under the Institute of Family Law Arbitrators' financial scheme and was admitted a Member of the Chartered Institute of Arbitrators, in 2016. He has since been appointed as arbitrator, and delivered arbitral awards, in a number of cases. He has also been appointed as 'judge' / evaluator for the purposes of numerous private FDRs, and successfully assisted parties in settling a variety of complex, high value financial disputes.

Dispute Resolution

Andrew is a family finance specialist with extensive experience of dealing with financial disputes between separating spouses, civil partners and unmarried couples, under the Matrimonial Causes Act 1973, the Civil Partnership Act 2004, the Children Act 1989 and the Trusts of Land and Appointment of Trustees Act 1996.

In his practice as a barrister he deals regularly with cases of significant legal and/or factual complexity, both where the parties' means are substantial and where the resources available for distribution are more modest.

He is often instructed in cases involving, for example, the alleged concealment or dissipation of assets; nuptial agreements; significant pre-acquired, inherited or other non-matrimonial wealth; farming assets; businesses, large and small; complex and valuable public service, Armed Forces or self-invested pensions; on- and off-shore trusts; jurisdictional issues; and substantial assets overseas.

He is recognised in the professional directories as one of the leading junior barristers in his field, ranked in 'Band 1' by Chambers & Partners and 'Tier 1' by the Legal 500. Fuller details of their recommendations are set out below.

He is qualified as an arbitrator under the Institute of Family Law Arbitrators' financial scheme. He was one of the first two Birmingham barristers to so qualify and he has subsequently been involved in some of the region's first arbitrated cases, both as an advocate and as the arbitrator. To view his profile on the IFLA site please click [here](#).

He has more recently been appointed to sit as a Recorder in the Family Court, hearing complex, high value financial claims as well as cases regarding the welfare of children.

He offers early neutral evaluations and private Financial Dispute Resolution appointments in cases where the parties require assistance in reaching a negotiated settlement, and arbitration in cases where they cannot do so.

Qualifications

LLB (Hons) Birmingham

Appointments

Family Law Recorder (Western Circuit) 2018

Memberships

Family Law Bar Association

Resolution

Midland Circuit

Birmingham Law Society

Chartered Institute of Arbitrators

Recommendations

Chambers and Partners 2023: "His advocacy is first-rate and his written work is truly superb. I would describe him as a perfectionist." "Andrew is a really thorough and analytical barrister with a good client manner." "Andrew works hard on behalf of every client, irrespective of how big the case or its complexity. He prides himself on preparing thoroughly, and is an absolute battler in court, always striving to get the best possible outcome."

Legal 500 2023: "Andrew is an absolute detail man. He is bright, and very quickly gets to grips with the facts and issues in a case. He is great in cases involving businesses and understands the details of business accounts and valuation evidence. He is fabulous on his feet, tenacious and eloquent. He ensures that he develops a close working relationship with his instructing solicitors and is respectful at all times of that partnership to make sure he gets the best result for the client."

Chambers & Partners 2022: "Andrew is hugely intelligent and very good at the detail. He is excellent on his feet and well respected." "He quickly develops a relationship of trust with the client. His paperwork is top-notch and his encyclopaedic knowledge of family law is very impressive." "He is extremely knowledgeable and focused with an ability to retain and understand the detail of a matter quickly. He's great with clients, who like his forensic style and find comfort in his deep understanding and balanced advice."

Legal 500 2022: "A first-rate senior junior. He is tactically astute, always planning one step ahead, and clients find his calm approach reassuring. An outstanding advocate; he is tenacious and articulate."

Chambers and Partners 2021: "He is meticulous, displays excellent attention to detail and is experienced counsel who goes the extra mile for clients." "Andrew has risen through the ranks and has become very much a senior player in this marketplace. He is known to be fair, commercial and exceptionally erudite."

Legal 500 2021: "A compelling advocate whose attention to detail is meticulous."

Chambers & Partners 2020: "He's a very good advocate with exceptional attention to detail, and is always very thoroughly prepared for every case and personable with clients." "He's experienced beyond his year of call, meticulous with detail and extremely calm under pressure." "He has encyclopaedic knowledge, shows thorough preparation and attention to detail, and takes a structured approach to every case."

Legal 500 2019: "One of the most technically astute family barristers around."

Chambers & Partners 2019: "Produces exceptional advocacy, and has a real eye for detail. Very thorough and always very well prepared, he is always a pleasure to work with. He is very calm in court. It is a joy to watch him cross-examine." "His preparation is exceptional. He is extremely knowledgeable and good with clients."

Legal 500 2018: "A level-headed and excellent cross-examiner."

Chambers & Partners 2018: "Detailed in his preparation, reassuring to clients and someone with a real desire to achieve the best outcome for the client." "Technically he is as good as anyone. He combines raw intelligence and academic ability."

Legal 500 2017: "His client manner is calm and reassuring."

Chambers & Partners 2017: "Andrew is very knowledgeable, strategic and a good negotiator." "His detailed preparation is second to none on finance, he is reassuring to clients with a real desire to achieve the best outcome."

Legal 500 2016: "An excellent advocate, who punches above his weight."

Chambers & Partners 2016: "He is ahead of his years, incredibly eloquent and very much liked by judges. He is fantastic at dealing with clients and managing their expectations." "A strong advocate that punches above his weight and is fantastic in conference. The devil is in the detail and he always captures it."

Legal 500 2015: "He is very structured in his approach to work."

Chambers & Partners 2015: "He has a good, clear and concise manner with clients and a very tenacious manner in court. We like him for technical cases - he is good at pulling out the detail from case law."

Legal 500 2014: "He concentrates on the details in a case."

Chambers & Partners 2014: "Andrew Day continues to strengthen his reputation in the field and has quickly become a favourite of many of the instructing solicitors in the region for his commitment and skill in handling complex matrimonial cases, particularly financial and property disputes. "Andrew is extremely diligent. His preparation and written work is first-class, and he is tenacious and determined, with a real attention to detail." "He has a good, clear and concise manner with clients and a very tenacious demeanour in court."

Chambers & Partners 2013: Andrew Day is one of the set's next generation of family law stars. Peers acknowledge that he "is carving out a great reputation for himself," and note his expertise in property and financial-related disputes between married and unmarried partners.

Chambers & Partners 2012: "Andrew Day is very able and very good at pushing difficult or unpopular points."

Legal 500 2011: "Andrew Day is a very good junior who is recommended for matrimonial finance work."

Chambers & Partners 2011: "Andrew Day is making a name for himself at the top end of the matrimonial finance market."

Legal 500 2010: "Andrew Day is one of the most impressive junior counsel on the family law circuit."

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