
Ross G Anderson

Advocate
Year Of Call: 2013



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"Ross is one of the best non-silks. He gives clients a lot of assurance and he is also seen as one of the leading advocates in all of Scotland"

Chambers 2025, Commercial Dispute Resolution

Practice Areas

Administrative & Public Law
Alternative Dispute Resolution
Banking, Finance and Pensions
Civil Liberties, Human Rights and EU Law
Commercial Dispute Resolution
Company
Construction
Information Technology
Intellectual Property
International Law
Professional Liability
Real Estate Litigation
Restructuring/Insolvency
Shipping
Tax
Trusts and Succession

Court and Tribunal Experience

UK Supreme Court, Court of Session, Election Court, CAT, Sheriff Appeal Court, Upper Tribunal (TCC), Scottish Land Court, Lands Tribunal, Sheriffs Principal, sheriff courts, First-tier Tribunal, Employment Tribunal, arbitrations

Qualifications/Education

LLB (Hons), PhD, DipLP
University of Edinburgh
FCIArb

Practice Profile

Ross is ranked by Chambers & Partners (2025) as a Band 1 junior for Commercial Dispute Resolution, Company, Real Estate Litigation, and Restructuring/ Insolvency. He is also ranked for Tax. He is ranked in the Legal 500 (2025) as a Band 1 Leading Junior in Commercial Disputes, Administrative and Public Law, and Property and Construction.

"Ross is one of the best non-silks. He gives clients a lot of assurance and he is also seen as one of the leading advocates in all of Scotland" (Chambers 2025)
"Ross is one of the best juniors at the Scottish Bar. He's a joy to work with and there is no case which is too complex" (Chambers 2025)
"Ross is a go-to counsel for property disputes. He is very accessible, bright and the quality of his written work is very good. In my view, he has the experience to deal alone with complex matters." (Chambers, 2025)
"Ross has an ability to crack on with complex factual matters and really understand the factual issues, which then allows him to be one step ahead in relation to the legal arguments." (Chambers, 2025)
"He is a first-rate junior counsel - a go-to advocate in commercial, property and sports disputes. He is excellent to work with." "He is incredibly intellectually sharp, and his opinions and analysis are first rate." (Chambers 2023)
"Ross is excellent with clients; he has a brilliant ability to appease and calm clients while also being firm, decisive and straight-talking. He is very thorough and has a fantastic sense of commerciality. He is very able on his feet and he has got an amazing ability to get to grips with vast quantities of documentation and huge amounts of detail" (Chambers, 2021, Commercial Dispute Resolution)
"Highly intelligent, great with clients and very approachable." (Chambers, Commercial Dispute Resolution, 2020)
"Very thorough and gets to grips with complex issues quickly. He's so commercial, practical in his approach and proactive. He is hugely impressive." (Chambers 2020)
"Very impressive ability to translate academic skills into practical advice to clients. Good on his feet as well" (Chambers, 2019) "He's a junior with an extremely good sense of commerciality and pragmatism and has an excellent manner when dealing with solicitors and clients." "He's very good on particularly complex technical disputes." (Chambers, 2018)

Ross's practice focuses on commercial dispute resolution, company and insolvency law, property law, public law, trusts and tax. Ross is a standing junior counsel to the UK Government (having been assigned to HM Revenue & Customs from 2015-2024). He appears regularly in UK tribunals as well as in the Court of Session.



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Languages

German
French

Memberships/Appointments

- Standing Junior Counsel to HM Revenue and Customs (2015-)
- Fellow, Chartered Institute of Arbitrators (FCIArb) (2017-)
- Honorary Research Fellow, School of Law, University of Glasgow (2014-)
- Convener, Faculty of Advocates, International Engagement Committee (2024-)
- Panel Counsel, Equality and Human Rights Commission (2019-2023)
- Fellow, European Law Institute (2012-)
- Visiting Professor of Immovable Property Law, Institute of Law, Jersey (2010-2015)
- Snell Visitor, Balliol College, Oxford (2012)
- Convener, Obligations Sub-Committee, Law Society of Scotland (2010-2012)
- solicitor and notary public (2008-2012)

Selected Publications

- R G Anderson (ed) *Scots Commercial Law* (2nd edn 2022), author of chapters on 'Juristic Persons', 'Partnerships, LLPs and LPs', 'Money and Debt', 'Corporate Insolvency' and 'ADR'
- 'The Redoubtable Procurator in rem suam' in N Jansen and S Meier (eds) *Iurium Itinera: Reinhard Zimmermann zum 70. Geburtstag* (2022)
- 'Borrowing on the Undertaking: Scottish Statutory Companies' in MacPherson/Hardman (eds) *Floating Charges in Scotland* (2022)
- 'Schottland und Europa nach dem Brexit' in Kramme/Baldus/Schmidt-Kessel (eds) *Brexit: Privat- und Wirtschaftsrechtliche Folgen* (2nd edn 2020) § 25 (with Alex Sutherland)
- 'Formation of Contract' in S Vogenauer (ed) *Commentary on the Unidroit Principles of International Commercial Contracts (PICC)* (2nd edn 2015)

Commercial and Corporate Disputes

NOx Emissions Litigations

Junior counsel for defender manufacturer (to Roddy Dunlop KC and Astrid Smart KC) in NOx emissions Group Proceedings (involving some 29,000 group members) (ongoing)

Trucks Cartel Proceedings

Junior counsel (to Gerry Moynihan KC) for Scottish local authorities in trucks cartel proceedings (Competition Appeal Tribunal, ongoing)

Mex Group Worldwide Ltd v Ford & Ors [2024] CSOH 86 (ongoing)

Counsel for German defenders in alleged unlawful means conspiracy claim for £85m arising out of consent order proceedings in the BVI (Court of Session, ongoing).

Kidd [2024] CSOH 28, 2024 SLT 347

Junior counsel for Pursuer in 6 week proof in respect of US\$150m claim for alleged unlawful means conspiracy (with Andrew Smith KC and Giles Reid)

LD Partnership v Royal Bank of Scotland plc [2023] CSOH

Sole counsel for Respondent successfully opposing to petition raising historical claim relating to conduct of Respondent's GRG.

BV10 Ltd v Allanvale Land Investments Ltd [2023] CSIH 14

Appeal in relation to application to have register of members rectified on the basis of stock transfer forms provided as CPs to loan agreement following repayment of loans

N, Petr (2022)

Sole counsel for petitioner in Court of Session s 994 unfair prejudice petition; seven figure value in subsidiary companies

Junior counsel for assignee from administrators of company's claims for breach of duty against former directors (2019-2021) (to David Thomson QC)

Junior counsel for defender in PBA on plea of *forum non conveniens* in actions brought in respect of Scottish LPs trading as London-based hedge funds (2019-2020).

Petroceltic (2017-2020) Junior counsel for defender in multiple Court of Session actions seeking eight figure sums relating to alleged breaches of directors' duties in relation to Black Sea energy business, numerous international elements (London, Luxembourg, Malta, Italy, Turkey, Cayman Islands and Bulgaria; Note in Petition process for recall of order made under s 1 of the Administration of Justice (Scotland) Act 1972, following recall of worldwide freezing order by High Court in London: [2018] EWHC 671 (Comm); instructed for defender in four related commercial actions (\$10m): [2019] CSOH 15 (junior to Roddy Dunlop QC).

Junior counsel for respondent director in Court of Session misfeasance claim under s 212 Insolvency Act 1986 (2018) (to David Thomson QC)

R v R, 2019-2023

Sole counsel for petitioner in s 994 application following misappropriation by one shareholder of company's assets.



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- 'Words and Concepts: Trust and Patrimony' in A Burrows, D Johnston and R Zimmermann (eds) *Judge and Jurist: Essays in Memory of Lord Rodger of Earlsferry* (2013)
- *Assignment* (2008)

Numerous other articles, notes and reviews in legal journals

Lectures

- Commercial Disputes and Arbitration, Faculty Arbitration Conference (2019)
- Contractual Interpretation, Global Law Summit, London (2015)
- Security over Intangibles, Paul-André Crépeau Centre for Private and Comparative Law, University of McGill, Montréal, and Quebec Bar Association, Canada (2013)
- Ross has lectured on the LLB, the Diploma in Legal Practice, and on the Corporate and Financial Law LLM at Glasgow University, teaching courses on Company law, Property and trusts law; Debt Finance and Corporate Restructuring

G v G, 2018

Unfair prejudice petition with interim orders to allow company to continue to trade despite misappropriations

PRA Group (UK) Ltd v Reilly [2018] SC GLA 59

Counsel for Pursuer assignee of credit card receivable, opposing pleas of prescription under Scots law and English law in context of consumer credit agreement; arguments on validity of choice of law in consumer contract under Rome I and Rome Convention

Promontoria (RAM) Ltd v Moore [2017] CSOH 88, 2018 SCLR 299

Commercial court decision on assignability of bank guarantee

Northbay Pelagic Ltd, Petr (2016-2017)

Counsel for Petitioner obtaining order from Court of Session for two dawn raids under s 1 of the Administration of Justice (Scotland) Act 1972 for recovery, custody and detention of laptop computers to preserve data for use in multiple litigations in Scotland and High Court of Justice ([2018] EWHC 2038 (Ch)); junior counsel to R R McIlvride QC in s 47(2) motion for interim delivery of data; and at hearing on Petition and Answers for excerpting of data held on devices.

Junior counsel in US\$10m claim for consequential losses arising out of a breach of contract (2016-2018) (Commercial Roll, Court of Session)

Tayside Contracts v D Geddes (Contractors) Ltd [2017] CSOH 108

6 day commercial roll proof on question of whether goods conformed to contract (junior to Robert Howie QC)

Sole counsel for defenders in various Court of Session cases involving six and seven figure claims for damages to sub-sea cables

Restructuring and Insolvency Law

Turnbull v Against the Head Ltd [2024] CSOH 37. Sole counsel for successful respondents to "just and equitable" winding-up petition.

P Ltd (2023) Sole counsel re effect of Part 26A Restructuring Scheme on action for implement of lease

Alexander Inglis and Son Ltd (in administration) (2021): sole counsel for purchasers of commodities from company in administration; motions under s 47(2) Court of Session Act for interim delivery of commodities from warehouses in England pending resolution of petition for directions (2021)

B Ltd (2021): sole counsel for administrators seeking directions in relation to request for holding of in person creditors meetings in context of COVID restrictions.

Advice in relation to disclaimer of English land by Liquidator of a Scottish company (2020)

@Sipp (Pension Trustees) Ltd v Campbell, 2016

Sole counsel for Pursuer against senior counsel for the Defender; successfully opposing argument that Pursuer pension fund had no title to sue to enforce loan and heritable security following restructuring of fund



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He is commercial, decisive
and straight-talking when
giving advice and is
perceptive and persuasive
when in court.

Chambers 2016

Commercial Dispute Resolution

Joint Liquidators of the Scottish Coal Company Ltd v Scottish Environmental Protection Agency 2014 SC 372

Junior counsel for the liquidators in Note for directions to disclaim ownership of Scottish land to which significant environmental liabilities attached (to D P Sellar QC).

Real Estate Litigation

Forestry and Land Scotland v JJO Moriston Ltd [2024] LTS 16

Sole counsel for interested party in opposition to appeal for rectification of the Land Register

Intu Braehead Ltd (2022-2024)

Junior counsel for landlord in relation to recovery of possession of Braehead ski centre (to Alasdair Burnet KC); sole counsel in commercial court guarantee proceedings.

Lujo Properties Ltd v Gruve Ltd 2023 SLT (Sh Ct) 31

PBA on landlord's right to irritate lease during COVID; pre-irritancy notice returned as undelivered; tenant alleging waiver and personal bar and oppression

Ventgrove Ltd v Kuehne + Nagel Ltd [2022] CSIH 40, [2022] STC 1765

Sole counsel for intervener in relation to validity of exercise of break option for an amount "plus VAT properly due".

MXM Property Solutions Ltd v Malik [2022] UT 24

Successful appeal for factor in relation to competence of use of NOPLs for outstanding factoring charges in relation to one of largest residential developments in Scotland.

Sole counsel in various commercial actions for specific implement of keep open obligations in commercial leases and associated s 47(2) motions

Leafrealm Land Ltd v City of Edinburgh Council [2021] CSIH 24 affg [2020] CSOH 34

Junior counsel for Pursuer in proof and reclaiming motion re alleged ransom strip in central Edinburgh (to Roy Martin QC and Jonathan Lake QC)

Club Los Claveles v First National Trustee Company Ltd 2020 SC 504 affg [2019] CSOH 66

Sole counsel in action seeking specific implement of execution of deed of assumption, retirement and conveyance of professional trustee in timeshare structure following notice of termination of appointment.

Legal & Equitable Nominees Ltd v Scotia Investments LP [2019] SAC (Civ) 23, 2019 SLT (Sh Ct) 193

Question of validity and sufficiency of calling up notices served on English limited partnership and its general partner.



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Tax Law

McCann Media Ltd v HMRC [2024] UKUT 94 (TCC), [2024] STC 809 affg [2022] UKFTT 104 (TC)

Sole counsel for HMRC in UT and FtT successfully opposing IR35 appeal of PSC sports broadcaster

Mouldale v Revenue & Customs Commissioners [2023] UKSC 12, [2023] 1 WLR 1264 affg 2022 SC 167

Counsel for Commissioners in IH and UKSC successfully opposing appeal concerning proper construction of anti-avoidance provisions in Sch 10 VATA (junior to David Thomson KC)

Revenue & Customs Commissioners v NHS Lothian [2022] UKSC 28, 2023 SC (UKSC) 15

Successful appeal for HMRC dealing with historical *Fleming* claims: standards of proof and evidence of input tax claims; EU law principle of effectiveness and state fault (junior to David Thomson KC).

DCM (Optical Holdings) Ltd v Revenue & Customs Commissioners 2023 SC (UKSC) 1 affg 2021 SC 123

Successful for HMRC in relation to implied statutory powers in relation to VAT assessments and repayment credits; upheld in Supreme Court (junior to David Thomson KC).

Balhousie Holdings Ltd v Revenue & Customs Commissioners [2021] UKSC 11, 2021 SC (UKSC) 15

Construction of sale and leaseback under sch 10 VATA. Presented oral submissions to the Supreme Court (junior to Kieron Beal QC).

M v Revenue & Customs Commissioners [2021] UKFTT 130 (TC)

Sole counsel in week long evidential hearing opposing appeal against discovery assessments

HMRC v Frank A Smart & Son Ltd [2019] UKSC 39, [2019] 1 WLR 4849 affg 2018 SC 229 affg [2016] STC 1956

Question of whether VAT input incurred on acquisition of Single Farm Payment Entitlements deductible (junior to Kieron Beal QC).

Clark's Executors v HMRC [2019] UKFTT 473 (TC)

Sole counsel for HMRC against leading English tax counsel, successfully opposing appeal that termination payment of £18 million was a payment on account of disability under sections 401 and 406 ITEPA.

Glasgow School of Art v HMRC [2019] UKUT 173 (TCC), [2019] STC 1284

Sole counsel for HMRC successfully opposing appeal against senior counsel for the Appellant in relation to proper characterization of VAT supply.

Redwood Birkhill Ltd v HMRC [2018] UKUT 189 (TCC), [2018] STC 1445

Sole counsel for HMRC successfully opposing appeal against senior counsel for Appellant in relation to proper characterization of VAT supply.

Butlers Ship Stores Ltd v HMRC [2018] UKUT 0058 (TCC) affg [2016] UKFTT 501 (TC)

Sole counsel for HMRC before FtT and UT in designated complex case dealing with the interaction of the Community Customs Code, the Excise Duty Directive and domestic law concerning duty liability of £1.7m

HMRC v Findmypast Ltd 2018 SC 24 affg [2016] STC 1107



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VAT supply - online credits – whether face value vouchers (with Sean Smith QC)

Pattullo v HMRC [2016] STC 2043, PTA refused: [2017] CSIH 3
Sole counsel for HMRC successfully opposing appeal challenging discovery assessment for tax avoidance scheme involving capital redemption contracts.

Public Law

Greenpeace Ltd, Uplift v Secretary of State and the Oil and Gas Authority (2024)

Junior counsel (to Kenny McBrearty KC) for Interested Party in judicial review challenging validity of EIA for major North Sea development project following decision in *R (Finch) v Surrey County Council* [2024] UKSC 20.

Averbuch v City of Edinburgh Council [2023] CSOH 35, 2023 SLT 665

Junior counsel (to Morag Ross KC) for petitioner in successful judicial review of short-term lets licensing policy

SO v Secretary of State for the Home Department [2019] CSIH 36 affg [2018] CSOH 50

Sole counsel for SSHD at first instance and in Inner House obtaining dismissal of petition for judicial review of refusal of Article 8 private life medical claim.

Abdullahi v Secretary of State for the Home Department [2018] CSOH 38

Sole counsel for the Secretary of State in bias challenge to decision of FtT judge.

Morrison v Alistair Carmichael MP 2016 SC 585 and 598 (Election Court)

Junior counsel (to Roddy Dunlop QC) for Respondent MP successfully opposing first Westminster election petition in Scotland in fifty years

1787/15 Paul Lamb v United Kingdom (2015) 61 EHRR SE7

Drafted Mr Lamb's ECHR application following decision of UKSC in *R (Nicklinson)* [2015] AC 657 (junior to Andrew Smith QC)

Ross, Petitioner [2015] CSOH 123, 2015 SLT 617

Junior counsel for petitioner in judicial review of Lord Advocate's guidance on prosecutions for assisted suicide (to Aidan O'Neill QC)

Arbitration

Counsel in various international and domestic arbitrations, as well as in ancillary court applications; party appointed arbitrator.