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Robert Riddell

Year of Call: 2015

Practice Areas

- Civil Fraud
- Clinical Negligence
- Costs
- Credit Hire
- Health & Safety
- Inquests
- Inquiries
- Insurance
- Personal Injury
- Professional Discipline
- Professional Liability
- Public Law

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Experience

Robert principally practises in the fields of personal injury, credit hire, costs and litigation funding, insurance and public law. He has a busy court practice, appearing in the County Court and High Court, both at first instance and on appeal.

Personal injury

Robert has experience of acting on behalf of both claimants and defendants in road traffic, employers' liability, public liability and occupiers' liability claims. He has a busy trial and advisory practice in both fast and multi-track cases. He has recently been instructed by the South Yorkshire Police in the ongoing Hillsborough group litigation.

Robert has extensive experience of advising and acting for both claimants and defendants where there are allegations of fundamental dishonesty or fraud, including occupancy, staged accidents or exaggerated claims. He has obtained enforceable costs orders on behalf of defendant insurers against dishonest claimants.

Credit hire

Robert has extensive experience in credit hire litigation, acting for both claimants and defendants in fast track and multi-track hearings.

Costs

Robert has a growing costs practice. He has experience of

costs budgeting and detailed assessments in the County Court and Senior Courts Costs Office, and has appeared in the SCCO at first instance and on appeal in relation to the recovery of an ATE insurance premium. He is familiar with arguments in relation to the fixed recoverable costs regime, including but not limited to issues relating to QOCS.

Insurance

Robert has experience of disputes arising from coverage and indemnity clauses in insurance policies including, but not limited to, motor insurance litigation. Recent cases have included disputes over the ability of one party to make deductions from a guaranteed payments clause.

Public Law

Robert has been instructed under the Government Legal Department's Junior Junior scheme to assist in judicial review and public law claims. He has been instructed by the Home Office in relation to the Grenfell Inquiry; and has undertaken disclosure exercises and drafted witness statements for claims brought against the DWP. Robert has a particular interest in the law of domestic and EU social security law.

Before coming to the Bar, Robert had a career as a political adviser in Westminster, including serving as a special adviser in the Cabinet Office.

Education

Oxford University: BA English Language and Literature, First Class Hons.

City Law School: GDL

City Law School: BPTC

Memberships

Personal Injury Bar Association

Bar Pro Bono Unit

Cases

Group Litigation Order arising out of alleged misfeasance in public office following the Hillsborough Stadium disaster

14/03/2018

Barristers involved: Keith Morton QC Tim Sharpe Robert Riddell Elizabeth Gallagher

Keith Morton QC, Tim Sharpe, Robert Riddell and Elizabeth Gallagher are instructed by the Head of Legal Services at South Yorkshire Police in connection with the Group Litigation Order ("GLO") granted in November 2016.

The GLO issues include consideration of whether officers of South Yorkshire Police and/or of the West Midlands Police sought to deliberately conceal the true circumstances of the Hillsborough tragedy in order to deflect blame, liability or censure away from the

police, and/or whether they sought to establish what is alleged to be a false narrative of events leading up to the tragedy, and whether those actions amounted to the tort of misfeasance in public office.

Publications

TGC FRAUD UPDATE - ISSUE XIII March 2022

18/03/2022

Authors: James Henry Tim Sharpe James Yapp Anthony Johnson Robert Riddell Anisa Kassamali Edward Hutchin David R. White
Please see link below to the latest TGC Fraud newsletter.

You can view the publication on our website <http://tgchambers.com>

TGC Clinical Negligence Newsletter - Second Issue

16/11/2021

Authors: Lionel Stride Marcus Grant Ellen Robertson James Arney QC James Laughland Robert Riddell Nicholas Dobbs Rochelle Powell Anthony Johnson James Yapp

Please see link below to the latest edition of the TGC Clinical Negligence Newsletter.

You can view the publication on our website <http://tgchambers.com>

TGC Fraud Update Issue XII

01/06/2021

Authors: James Henry Simon Browne QC Tim Sharpe James Laughland Anthony Johnson George Davies Lionel Stride Robert Riddell Paul McGrath Edward Hutchin Ellen Robertson

Please see link below to the latest TGC Fraud newsletter.

You can view the publication at

https://tgchambers.com/wp-content/uploads/2021/05/TGC070_Newsletter_Fraud_issue_12_v1-002-1.pdf

TGC Costs Update - Vol 7 December 2020

17/12/2020

Authors: Matthew Waszak Richard Boyle Simon Browne QC Richard Wilkinson James Laughland Sian Reeves Anthony Johnson Lionel Stride Robert Riddell Ellen Robertson James Yapp Paul Erdunast

Please see link below to the latest TGC Costs newsletter.

You can view the publication at https://tgchambers.com/wp-content/uploads/2020/12/TGC064_Costs_Newsletter_Vol_VII_v2.pdf

TGC Costs Newsletter Vol VI

15/07/2020

Authors: Simon Browne QC James Laughland Mark James Richard Wilkinson Anthony Johnson Sian Reeves Richard Boyle Matthew Waszak Ellen Robertson James Yapp Robert Riddell Harriet Wakeman Olivia Rosenstrom

Please see link below to the latest update from the TGC Costs Team.

You can view the publication at http://tgchambers.com/wp-content/uploads/2020/07/TGC061_Costs_Newsletter_Vol_VI_v3.pdf

TGC Costs Newsletter Vol III

10/12/2018

Authors: Simon Browne QC Mark James Richard Wilkinson Paul McGrath Richard Boyle Lionel Stride Ellen Robertson James Yapp Robert Riddell Matthew Waszak

Please see link below to the latest update from the TGC Costs Team.

You can view the publication on our website <http://tgchambers.com>

TGC Fraud Newsletter Issue VI - September 2017

21/09/2017

Authors: Anthony Johnson Paul McGrath Anthony Lenanton George Davies Ellen Robertson Robert Riddell William Irwin Matthew Waszak Alex Glassbrook

Please see link below for Issue 6 of TGC Fraud Update, a publication we have set up with the stated aim of facilitating the sharing of information about decided claims involving issues of road traffic fraud and related matters.

You can view the publication on our website <http://tgchambers.com>

TGC Fraud Newsletter Issue V - May 2017

04/05/2017

Authors: Anthony Johnson Tim Sharpe Matthew Waszak Robert Riddell Piers Taylor

Please see link below for Issue 5 of TGC Fraud Update, a publication we have set up with the stated aim of facilitating the sharing of information about decided claims involving issues of road traffic fraud and related matters. [TGC Fraud Newsletter Issue V](#)

News

TGC FRAUD UPDATE - ISSUE XIII March 2022

18/03/2022

Barristers involved: James Henry Tim Sharpe James Yapp Robert Riddell Anisa Kassamali Anthony Johnson Edward Hutchin David R. White

In this issue:

- James Yapp looks at the Supreme Court decision in *Ho v Adeleku* [2021] UKSC 43, with notes of caution in relation to offers of settlement and enforcement of costs in QOCS cases.
- Tim Sharpe analyses two recent High Court decisions on the application of s.57, and considers the tricky issue of claimants hiding behind mistakes or decisions of their representatives.
- Robert Riddell considers the decision of the Court of Appeal in *Griffiths v TUI* [201] EWCA Civ 1442 concerning the judicial evaluation of 'uncontroverted' expert evidence.
- Anisa Kassamali examines the distinction between dishonest exaggeration and fundamental dishonesty in the context of *Elgamal v Westminster City Council* [2021] EWHC 5210 (QB).
- I take a look at the principles guiding the amendment of pleadings to advance a positive case of dishonesty, and whether there is a need to do so in light of *Howlett* and the recent decisions in *Covey v Harris* [2021] EWHC 2211 (QB), *Mustard v Flower* [2021] EWHC 846 (QB) and *Cojanu v Essex Partnership University NHS Trust* [2022] EWHC 197 (QB).

As always, these articles are accompanied by summaries and interesting practice points taken from a host of recent decisions in the types of cases that we all deal with on a daily basis.

Please do contact a member of the TGC fraud team if you have any queries about any of the items dealt with in this issue, or indeed about any other issues relating to insurance fraud and related matters.

I hope that the contents of this newsletter are both interesting and useful; as ever I would welcome any feedback from our readers.

You can view the publication on our website <http://tgchambers.com>

TGC Clinical Negligence Newsletter - Second Issue, November 2021

16/11/2021

Barristers involved: Lionel Stride Marcus Grant Ellen Robertson James Arney QC James Laughland Robert Riddell Nicholas Dobbs Rochelle Powell Anthony Johnson James Yapp

To help you navigate this edition, here is an overview of what you can expect: -

Procedure, Limitation & Expert Evidence

- To kick us off on recent procedural developments, Marcus Grant considers *Calderdale & Huddersfield NHS Foundation Trust v Metcalf* [2021] EWHC 611 QB in which the Court handed down a six-month prison sentence against a claimant as punishment for contempt of court for signing statements of truth on court documents containing facts that she knew to be untrue.
 - Ellen Robertson looks at *Wilkins v University Hospital North Midlands NHS Trust* [2021] EWHC 2164 (QB), which considers the old chestnuts of 'date of knowledge' for the purposes of limitation and the 'balancing exercise' undertaken by the Court when considering whether to utilise its discretion under section 33 of the Limitation Act 1980
 - James Arney Q.C. considers *PAL v Davidson* [2021] EWHC 1108 (QB), an application by a 13-year-old claimant who had suffered
-

catastrophic injuries for an interim payment of £2 million to enable a suitable property to be purchased for her long-term accommodation needs.

Fourthly – and this is itself a new development for the TGC Clinical Negligence Newsletter – we will take you through a quick-fire review of four key cases in the field.

Breach of Duty & Causation

- Turning to questions of liability, James Laughland first considers the Supreme Court’s much awaited judgment in *Khan v Meadows* [2021] UKSC 21, in which the centrality of the ‘scope of duty’ principle was affirmed as a determinative factor in medical advice cases.
- I (Lionel Stride) then examine the battery of post-Montgomery case law concerning patients’ informed consent to treatment.
- Following on from the above, Robert Riddell analyses *Negus (1) Bambridge (2) v Guy’s & St Thomas’ NHS Foundation Trust* [2021] EWHC 643 (QB), which concerns the extent to which a doctor is under a duty to warn a patient before surgery of the material risk which may arise from intra-operative technical decisions.
- Nicholas Dobbs examines *Sheard v Cao Tri Do* [2021] EWHC 2166 (QB), which provides an instructive example of the difficulties in clinical negligence claims when resolving conflicts between witness evidence and contemporaneous medical notes.
- James Laughland analyses *Davies v Frimley Health NHS Foundation Trust* [2021] EWHC 169 (QB) in which the Court considered whether the making of a material contribution to harm was sufficient to establish liability in a clinical negligence claim.
- Rochelle Powell considers *Jarman v Brighton and Sussex University Hospitals NHS Trust* [2021] EWHC 323(QB), which provides an interesting exposition of the Bolam test in the context of an alleged failure to refer the claimant for an emergency MRI.
- Anthony Johnson considers *Brint v. Barking, Havering and Redbridge University Hospitals NHS Trust* [2021] EWHC 290 in which the Judge’s consideration of the claimant’s lack of credibility as a witness did not equate to a finding of fundamental dishonesty for the purposes of CPR 44.16.
- James Arney Q.C. analyses *XM v Leicestershire Partnership NHS Trust* [2020] EWHC 3102 (QB) in which the Court considered the standard of care to be expected from ‘health visitors’; the judgment is a practical application of the principles established in *Wilsher and Darnley*.
- I (Lionel Stride) then set out a quick-fire summary of some of the other interesting recent clinical negligence cases that did not (quite) make the cut for articles.

Calculation of Damages

- Turning to questions of quantum, Anthon Johnson analyses *Reaney v. University Hospital of North Staffordshire NHS Trust* [2015] EWCA Civ 1119, which is significant for two reasons: (i) the Court provided guidance on the applicability of the test of causation in a case where a non-negligent injury had been exacerbated by the Defendant’s clinical negligence; and (ii) the Master of the Rolls commented obiter on the applicability of the ‘material contribution’ test in claims of that nature.
- Blowing the final whistle on this edition, James Yapp then considers *Owen v Swansea City AFC* [2021] EWHC 1539 (QB), in which the Court addressed the question of how to calculate the likely career earnings of a young professional footballer.

We very much hope you enjoy this publication, and welcome any feedback.

You can view the publication on our website <http://tgchambers.com>

TGC Fraud Update - Issue XII June 2021

01/06/2021

Barristers involved: James Henry Simon Browne QC Tim Sharpe James Laughland Anthony Johnson George Davies Lionel Stride Robert Riddell Paul McGrath Edward Hutchin Ellen Robertson

Also in this issue:

- Simon Browne QC and Anthony Johnson report on the latest (and final) instalment in the Seabrook trilogy. A victory in the Court of Appeal and clarification on Part 36 Offers.
- Tim Sharpe tells the tale of how Celebrity Big Brother winner Alex Reid was committed to prison for contempt of court.
- Anthony Johnson takes the sting out of the tail of the High Court decision in *Brint v Barking* [2021] EWHC 290 (QB).
- Lionel Stride analyses the proper approach to the particularisation of deceit claims following *Kasem v UCLH* [2021] EWHC 136 (QB).
- James Laughland treats us to the most boring pub quiz question of all time, and then seeks to regain our interest with the tale of a £4M claim gone wrong, for all the right reasons.
- I look at the admissibility of ANPR evidence in light of the latest County Court guidance from HHJ Cotter QC in *Harrison v Buncher*.
- George Davies explores what can happen when the boot is on the other foot: dishonesty of the defendant and indemnity / ‘exceptional circumstances’ costs.

As always, these articles are accompanied by summaries and interesting practice points taken from a host of recent decisions in

the types of cases that we all deal with on a daily basis.

Please do contact a member of the TGC fraud team if you have any queries about any of the items dealt with in this issue, or indeed about any other issues relating to insurance fraud and related matters.

I hope that the contents of this newsletter are both interesting and useful; as ever I would welcome any feedback from our readers.

James Henry
Editor

You can view the publication on our website <http://tgchambers.com>

TGC Costs Update - Vol 7 December 2020

15/12/2020

Barristers involved: Matthew Waszak Richard Boyle Simon Browne QC Richard Wilkinson James Laughland Sian Reeves Anthony Johnson Lionel Stride Robert Riddell Ellen Robertson Paul Erdunast James Yapp
We hope you find this an interesting and helpful read.

If you would like to be added to the mailing list please email events@tgchambers.com

You can view the publication on our website <http://tgchambers.com>

TGC Costs Newsletter

15/07/2020

Barristers involved: Simon Browne QC James Laughland Mark James Richard Wilkinson Anthony Johnson Sian Reeves Richard Boyle Matthew Waszak Ellen Robertson James Yapp Robert Riddell Harriet Wakeman Olivia Rosenstrom
Please see link below to the 6th edition of the the TGC Costs Newsletter.

You can view the publication at http://tgchambers.com/wp-content/uploads/2020/07/TGC061_Costs_Newsletter_Vol_VI_v3.pdf

TGC Costs Newsletter

10/12/2018

Barristers involved: Simon Browne QC Mark James Richard Wilkinson Paul McGrath Richard Boyle Lionel Stride Ellen Robertson James Yapp Robert Riddell Matthew Waszak
Please see link below to the latest update from the TGC Costs Team.

You can view the publication on our website <http://tgchambers.com>

TGC Fraud Update Issue VI - September 2017

21/09/2017

Barristers involved: Anthony Johnson Paul McGrath Anthony Lenanton George Davies Ellen Robertson Robert Riddell William Irwin Matthew Waszak Alex Glassbrook
Please see link below for Issue VI of the TGC Fraud newsletter.

You can view the publication on our website <http://tgchambers.com>

TGC Costs Newsletter

04/07/2017

Barristers involved: Simon Browne QC Paul McGrath Lionel Stride Sian Reeves Richard Boyle Matthew Waszak Piers Taylor Robert Riddell

2017 has already proved to be an extremely exciting year. We launched our sell-out one day costs conference in February which was attended by more than 250 delegates and presented on a number of critical topics: retainers, assignment, ATE premiums, proportionality, budgeting, Part 36, QOCS, fixed costs and assessment. We were particularly honoured to have speakers from the Court of Appeal, the SCCO, and the QBD. In case you missed it, the materials can still be found on our website at <http://tgchambers.com/news-and-resources/seminars/retainer-recovery-journey-modern-litigation/>.

We have had significant instructions in a high number of cases that continue to shape the future for the costs world. This newsletter aims to bring you the latest news (at the time of print) on the hottest topics including: how to hack through Article 10 and blag about additional liabilities (Flood/Miller/Frost), a review of New P in anticipation of BNM, substance not form on CFA retainers post-legal aid funding, a club-like search for logic in fixed costs, the Ps & Qs of QOCS, extension of pre-LASPO CFA and ATE to a post-LASPO appeal and assignment-lite (Plevin), the surviving power of set-off even in QOCS cases and, not least, the budget vs assessment battle (Harrison). In for a penny, in for a pound.

On the horizon is, of course, the long awaited Court of Appeal decision in BNM. I have prepared a skeleton argument in a parallel appellate case (Murrells) albeit at Circuit Judge level, but having had the paper fight, the parties have agreed to await the outcome of BNM. At the same time, the Court of Appeal shall be giving judgment on assignment of CFAs in Budana. No doubt those decisions will mark the trigger for our next publication.

Finally, I should take this opportunity to thank all of the contributors for their hard work, and my Associate Editors for all of their help and without whom this newsletter would not have taken off. Happy reading!

You can view the publication on our website <http://tgchambers.com>

TGC Fraud Update Issue V - May 2017

04/05/2017

Barristers involved: Anthony Johnson Tim Sharpe Matthew Waszak Robert Riddell Piers Taylor
Please see link below for Issue V of the TGC Fraud newsletter.

[TGC Fraud Update Issue V May 2017.](#)

TGC welcomes new junior tenants

03/10/2016

Barristers involved: James Yapp Robert Riddell
Temple Garden Chambers are delighted to announce that [James Yapp](#) and [Robert Riddell](#) have accepted invitations to join chambers after successfully completing pupillage.