



T: +44 (0)20 7583 1315
E: clerks@tgchambers.com
W: tgchambers.com/

<https://tgchambers.com/member-profile/richard-wilkinson/>



Richard Wilkinson

Year of Call: 1992

Practice Areas

- Clinical Negligence
- Costs
- Health & Safety
- Inquests
- Personal Injury
- Product Liability

Mediator

Qualified Mediator

Email:

rwilkinson@tgchambers.com

Awards



Experience

Having joined Chambers as a pupil as long ago as 1992, Richard is a hugely experienced practitioner who now specialises predominantly in Personal Injury and Costs work. He has been consistently highly rated, year on year, by the independent legal directories for his work in these fields. Editor of the Judicial College Guidelines on the Assessment of General Damages since 2012 and member of CADR (Costs Alternative Dispute Resolution service) and the PlcARBS Arbitration Panel. He is a qualified Arbitrator and an Accredited Costs Mediator, able to offer both Facilitative and Evaluative Costs Mediation. In 2018 Richard was elected as the Secretary of the Personal Injury Bar Association (PIBA).

Described by the directories as “a real costs guru” Richard appears regularly in the SCCO and appellate Courts in costs litigation. He has extensive experience of all aspects of costs’ work including advisory work (for example on funding / drafting issues), cost budgeting issues, the assessment of costs between parties and solicitor / client disputes. He acts for both paying and receiving parties and is instructed by a wide range of clients from City Solicitors to High Street firms across the full spectrum of litigation disputes including commercial, privacy, clinical negligence, family and personal injury.

Richard was instructed in the seminal Court of Appeal case of Mitchell v NGN in relation to cost budgeting / relief from sanctions and has acquired enormous experience in the field of



cost budgeting, not only in personal injury / clinical negligence claims but across many areas of litigation. He lectures regularly on costs issues to a broad range of audiences.

Richard's knowledge of costs is a considerable asset to his clients in the personal injury field where he has gained an excellent reputation for his work representing both Claimants and insurers in high value / complex PI cases. Praised by the directories for his "outstanding powers of forensic analysis" he has a wealth of experience in handling seven figure catastrophic injury claims (in particular head injury and spinal injury claims) both acting alone or as part of a team with Leading Counsel. He also takes a particular interest in chronic pain and has dealt with a considerable number of claims arising from conditions such as Fibromyalgia, CRPS, Somatoform Disorders etc.

Richard's knowledge of inquests dovetails with his experience in dealing with fatal accident claims. For example he represented the widow of a submariner murdered on board HMS Astute by a drunken colleague through both the 9 day Inquest and subsequent successful civil proceedings against the MOD.

At this stage in his career there are few areas of personal injury litigation with which Richard is not familiar. In addition to the main areas of road accident, employer's liability, occupational disease work and occupier's liability claims, he has experience of more niche areas such as jurisdiction issues / claims with a 'foreign' element, sports injuries and product liability claims.

He also has experience of group litigation claims having represented the Claimants in the "Porton Down" litigation against the MOD and one of the Defendants in the "Scania lorry" litigation.

Richard has also been instructed in several high profile cases away from his main practice areas, including acting as Counsel to the Inquiry to the Southall and Joint Train Protection public inquiries and appearing in the public inquiry into the death of Victoria Climbié. In 2006 he was appointed by the Attorney General as a Special Advocate to act in cases of national security interest.

Outside of work, Richard's main interests lie in the sporting arena. He (still) plays football and tennis regularly, golf irregularly (in every sense) and watches as much sport as work and family commitments allow. He has on occasion managed

to combine his outside interests with his work when representing professional football clubs such as Tottenham Hotspur FC and Gillingham FC in sports injury claims.

Directories

“Very clever and impressive advocate.”

Chambers and Partners 2022, Costs

“Great manner in court and cross-examines experts and witnesses with ease and comfort.”

Chambers and Partners 2022, PI

“Robust but sensible advocate who you want on your side.”

Legal 500, 2021, Costs

“Very thoughtful and diligent barrister.”

Legal 500, 2021, PI

“He always provides sound advice and is excellent in mediations.”

Chambers & Partners (2020) Costs

“A very impressive advocate.”

Chambers & Partners (2020) Personal Injury

“He has an impressive ability to analyse very complicated information and summarise it in simple terms.”

Legal 500 (2020) Personal Injury

“Good analytical brain who gives massive support on cases”

Chambers & Partners (2018) Costs

“A standout counsel and an extremely safe pair of hands”

Chambers & Partners (2018) Personal Injury

“An experienced advocate with a good knowledge of the field.”

Legal 500 (2017) Costs

“A measured, thoughtful and skilful tactician.”

Legal 500 (2017) Personal Injury

“The first choice for any case that demands a highly technical legal mind.”

Legal 500 (2016) Personal Injury

“Well prepared and extremely thorough.”

Legal 500 (2016) Costs

“He has become a real costs guru, which has become vital post-Jackson.” “He makes clients aware that he knows their case inside and out and that inspires a lot of confidence in them.”

Chambers & Partners (2016) Personal Injury

“He is incredibly analytical and a very clever costs lawyer. He has become a real costs guru.” “He is excellent, detailed, thorough and very well prepared.”

Chambers & Partners (2016) Costs

“He has outstanding powers of forensic analysis and is entirely unflappable.”

Legal 500 (2015) Personal Injury

“Thorough, knowledgeable and easy to work alongside.”

Legal 500 (2015) Costs

“His attention to detail is second to none, and he is approachable and totally realistic about cases.” “He comes across as very knowledgeable and very approachable, and gives good, sensible advice.” *Chambers & Partners (2015) Personal Injury*

“He has a great knowledge of costs law and is both steady and meticulous, exactly the skills we are looking for in a costs specialist”

Chambers & Partners (2015) Costs

“He has outstanding powers of forensic analysis and is entirely unflappable.”

Legal 500 (2014) Personal Injury

“Thorough, knowledgeable and easy to work alongside.”

Legal 500 (2014) Costs

Education

Bristol University

Memberships

Personal Injury Bar Association (“PIBA”)

Cases

W v Weglewski

Unrep

04.05.2021

Barristers involved: Richard Wilkinson

At a recent settlement meeting, Richard Wilkinson, instructed by Claire Roantree at Boyes Turner, secured damages of £3,425,000 on a Provisional Damages basis for a 58 year woman who sustained multiple injuries when she was struck by the Defendant's vehicle whilst standing in a layby.

The Claimant sustained multiple orthopaedic injuries and significant resulting psychological damage. The physical injuries included a serious fracture to her left knee, which resulted in permanently impaired mobility requiring the agreed need for single storey accommodation and use of a wheelchair when outdoors. The agreed Provisional Damages award entitles the Claimant to seek further damages in the event of undergoing a leg amputation during her lifetime, a risk which the experts had identified as being very small (less than 1%).

K v Lloyd

19.04.2021

Barristers involved: Richard Wilkinson

Recovered damages of £2.38m on behalf of a newly qualified Clinical Psychologist who sustained serious injury to her dominant arm as a result of an RTA. Despite numerous surgical procedures she was left with significant on-going neuropathic pain and unpleasant cosmetic injuries.

She had only managed to return to work on a part time basis since the accident. The main dispute focused on predicting her likely career path but for the accident given its nascent stage at the time of the accident, her prospects of achieving Consultancy and whether she would have engaged in lucrative private practice. The claim settled at a JSM. Instructed by William Broadbent of Leigh Day Solicitors.

EFG v Wright and others

Unrep

17.12.2020

Barristers involved: Richard Wilkinson

Representing an 81 year Claimant at an Approval hearing in respect of serious injuries sustained as a result of falling underneath a Patient Transport Service that she was intending to board. The vehicle moved despite the driver having exited the vehicle to assist the Claimant.

Liability was vigorously disputed by 3 Defendants for +3 years until a Summary Judgment application forced a complete concession. The matter settled shortly thereafter, following a JSM in circumstances which it was hoped would enable C to move out of the state-funded care home she had been resident in as a result of the accident and into her own accommodation with a private care regime. She was unable to mobilise independently due to her injuries and was reliant on full time care, but the evidence indicated her life expectancy was significantly compromised by reason of both pre and post-accident health issues. That, combined with the effect of Covid restrictions on her care home, necessitated an urgent resolution of the proceedings to enable her to fund her move.

Master McCloud approved settlement for £850,000. Instructed by Michael Wangermann at Ashtons Legal.

EXE v BBC Studioworks

Stewart J, unrep

09.11.2020

Barristers involved: Richard Wilkinson

Represented 42 year old electrician and mature university engineering student who sustained both spinal cord and brain injuries when falling 10 meters through an open / unguarded hatch in a studio grid floor whilst working at the Defendants' television studios.

Shortly before a 10 day trial on contributory negligence and quantum the parties agreed a £4m lump sum settlement which was subsequently approved by Stewart J. Issues in the case included a dispute over the Claimant's capacity and in the alternative whether he had "dependent capacity" giving rise to the need for professional assistance in any event, his life expectancy (due to an unrelated liver condition giving rise to the potential need for liver transplant surgery), his likely earnings but for the accident (because he had been undertaking a degree as a mature student at the time of his accident) and his future care and accommodation needs.

Instructed by Alex Brown of Dean Wilson.

P v M
(Unrep)
17.20.2020

Barristers involved: Richard Wilkinson
Represented Portuguese insurer in claim by Spanish national who sustained injury in an RTA whilst working in the UK but who subsequently returned to live in Spain. Claim settled for £1m on the eve of a 5 day High Court trial at which 14 experts were due to give oral evidence.

The Claimant was aged 25 at the date of accident and sustained multiple injuries which it was accepted would prevent him from returning to his pre-accident heavy manual work. These included a brain injury (of disputed severity), multiple diverse orthopaedic injuries (spinal fractures, a wrist fracture and pelvic fracture) along with psychological injuries and damage to his senses (hearing, taste / smell and vision). Consideration given to the quantification of losses to be incurred in Claimant's home country.

Y v M
(Unrep)
05.02.2020

Barristers involved: Richard Wilkinson
£1.8m settlement for 62 year old man who sustained multiple injuries in motorcycle accident.

In 2015 the Claimant, who had recently set up his own business restoring vintage motorcycles, sustained life-changing injuries when knocked off his motorcycle and then run over by other vehicles whilst lying in the road. His most serious injuries included a significant degloving injury to the perineum resulting in permanently impaired bowel function, a clinically moderate - severe brain injury and fractures of the pelvis resulting in persisting urinary incontinence. However the most serious injuries were to the Claimant's legs, particularly his left foot and ankle. He was left with severely impaired mobility, requiring crutches to mobilise indoors and a wheelchair when outdoors. Various surgical attempts to improve the mobility and pain in his ankle had been unsuccessful. Although he had recently gained some benefit from a bespoke "Momentum" brace, the Claimant was left with a significant risk of needing to undergo an amputation either below, through or even potentially above the knee. Due to his inability safely to manage stairs the Claimant required adapted, single storey accommodation. Other complicating factors in the assessment of the claim included arguments about the impact of injuries upon the Claimant's life expectancy and uncertainty as to the timing of any future amputation that may be required.

The claim was settled at a JSM. Richard Wilkinson was instructed by Amber Braybrooke at Slater and Gordon on behalf of the Claimant.

Shannon v Global Tunnelling Experts

07/05/2015

Barristers involved: Richard Wilkinson
Decision of Mr Justice Jay in relation to the liability for costs following discontinuance by Claimant of claim against Belgian Joint Venture joined erroneously to proceedings. Defendant ordered to pay Claimant's costs up until after proceedings were served due to unreasonable conduct on D's part.

Shannon v Global Tunnelling Experts

[2015] EWHC 1267 (QB)

07/05/2015

Barristers involved: Richard Wilkinson

Conflict of laws case under Regulation 44/2001. Successfully represented Claimant in defeating challenge to jurisdiction by Belgian Defendants to PI claim arising from accident at work on construction site in Belgium involving multiple Defendants. D unsuccessfully contended there was no risk of irreconcilable judgments under Art 6(1) from concurrent proceedings in Belgium and/or that the dispute arose from an individual contract of employment under Art 18 and 19 of the Brussels Regulation. D's subsequent application to CA for permission to appeal refused.

Dodd v LHP Law

05/05/2015

Barristers involved: Richard Wilkinson

Richard Wilkinson represented the Defendant / insurer in proceedings brought by a solicitor against her former employer arising from accident at work. Claimant suffered from Fibromyalgia pre-accident but claimed to have developed disabling CRPS post-accident. Claim advanced for damages in excess of £1.7m, settled at JSM for £190,000.

Hackney Empire Ltd v Aviva

31/07/2014

Barristers involved: Richard Wilkinson

Representing receiving party in respect of two Bills claiming costs in excess of £3.3m for work done in proceedings in the TCC and Court of Appeal in relation to a call by the Claimant on an insurance Bond arising from a construction dispute. Attending preliminary hearing and subsequently advising through to settlement shortly before full DA hearing

Fletcher-Curran v AXA

30/07/2014

Barristers involved: Richard Wilkinson

Successfully representing paying party at first instance and on appeal striking out receiving party's Bill of Costs for failure to comply with Court Order requiring the Receiving Party to request a Detailed Assessment hearing.

Smith v Cabinet Office

24/03/2014

Barristers involved: Richard Wilkinson

Acted on behalf of highly respected Press Association Editor who sustained severe arm injury in road traffic accident in Romania whilst attending NATO summit on transport organised by Prime Minister's office. Criticisms made by Claimant of the safety of the travel arrangements. Represented Claimant at two separate JSMs at which issues of liability and then quantum were respectively resolved. Quantum issues included assessment of his lost chance of a career in political broadcasting and the potential earnings arising therefrom. Character evidence obtained from two former Prime Ministers on Claimant's behalf.

B v Calf

16/12/2013

Barristers involved: Richard Wilkinson

MacDuff J approves settlement of claim by Claimant rendered PVS / Minimally Conscious State following RTA.

Represented young male Claimant pedestrian who sustained traumatic brain injury whilst working home in the early hours along unlit dual carriageway in what witnesses had described as an erratic fashion. Life expectancy reduced to 12 ½ years. Liability denied and contributory negligence alleged, but settlement agreed at £875,000.

Sita UK Limited v Greater Manchester Waste Disposal Authority

11/11/2013

Barristers involved: Richard Wilkinson

Advising and representing paying party in detailed assessment in respect of two Bills of costs of +£1.4m from proceedings in the High Court and Court of Appeal arising from a £90m claim for damages under the Public Procurement Regulations.

Mitchell v News Group Newspapers

COURT OF APPEAL [2014] 1 WLR 795

07/11/2013

Barristers involved: Simon Browne QC Richard Wilkinson

Representing the MP, Andrew Mitchell, in the Court of Appeal in the well-known relief from sanction / cost-budgeting appeal.

B v Poole & others

07/05/2013 nad 13/05/2013

Barristers involved: Richard Wilkinson

Mr Justice Bean approved settlements of the Claimant's claims for damages following head injury.

Acting with Andrew Ritchie QC on behalf of the Claimant who had sustained head injury and severe vestibular disturbance following RTA. Damages agreed for all heads except Court of Protection Costs at JSM on terms that D pay lump sum of £1.1m and PPOs for care of £14,857 for 10 years & £10,000 pa thereafter for life. The issue of C's entitlement to damages in respect of anticipated Court of Protection costs in circumstances where she had borderline mental capacity was subsequently settled and approved on the basis of an additional lump sum payment.

Kukadia v Patel

01/03/2013

Barristers involved: Richard Wilkinson

Above knee amputee claim following RTA.

Advising and representing Defendant at JSM.

Issues concerning C's life expectancy from unrelated health issues and his need for alternative accommodation. Claim pleaded at +£1.5m settled for £450,000.

Osborne v Falejev

07/02/2013

Barristers involved: Richard Wilkinson

Advising and representing Claimant who sustained multiple severe injuries, including a sciatic nerve injury resulting in foot drop and severely compromised mobility. Claim settled at JSM on payment of a lump sum of £2.25m. The Claimant was in receipt of Direct Payments from her Local Authority in respect of care received since her accident. The agreed settlement terms included an Indemnity granted by D in the event of the local authority seeking repayment of past care costs and the Claimant electing to forego future reliance on Direct Payments for future care costs.

McPherson v Nestle UK Limited

28/01/2013

Barristers involved: Richard Wilkinson

Represented Defendant in employer's liability claim in which Claimant developed Complex Regional Pain Syndrome following injury to knee at work. Claim valued by C at in excess of £1.6m but settled at JSM for £585,000.

Re Molyneux Deceased

January 2013

Barristers involved: Richard Wilkinson

Represented the widow at 9 day Inquest into the death of Lt Comm Molyneux following a murderous rampage by a drunken colleague whilst serving on board the nuclear submarine, HMS Astute. The inquest explored the Royal Navy's procedures in relation to alcohol testing for serving submariners and resulted in the Coroner adopting the 18 recommendations under Rule 43 contended for on behalf of the family of the Deceased.

Lucas v Diaz / Equity Red Star

19/07/2012

Barristers involved: Richard Wilkinson

Mrs Justice Lang approved settlement of the Claimant's claim on a provisional damages basis for £3m plus an indemnity (worth up to €780,000) in respect of any liability for tax in Spain on the award of loss of earnings.

Led by Frank Burton QC represented Spanish national injured in RTA whilst working in the UK. Claimant suffered severe head injury resulting in Organic Personality Disorder and returned to live with his family in Spain. Consideration of the cost of care in Spain and whether the Discount Rate should be disappled because C's damages would not be invested in the U.K.

Stephens v Tesco Stores Ltd

05/11/2010

Barristers involved: Richard Wilkinson

Costs appeal before Butterfield J concerning the relevance of late Part 47 offers made and rejected shortly prior to commencement of DAH.

M v Balfour 2000 Limited

27/09/2010

Barristers involved: Richard Wilkinson

Steel J approves settlement of employer's liability claim by schoolboy knocked from bicycle during paper round for £2.5m following an agreed 45/55 split on liability (claimed valued at £5.5m on full liability basis).

Led by Neil Garnham QC. During the course of his delivery round C rode his bicycle from a property straight into the path of an on-coming vehicle suffering severe head injury as a result. No culpability on the part of the other motorist so the claim was pursued against the newsagency that employed C on the basis of the inadequate assessment of the safety of his round. C was left with significant cognitive deficit and behavioural issues requiring life-long care.

Sidhu v Sidhu

05/05/2009

Barristers involved: Richard Wilkinson

Appeal before Mr Justice Burton in relation to the enforceability of a CFA agreement.

Darg v Commissioner of Police for the Metropolis

[2009] EWHC 684 (QB)

12/02/2009

Barristers involved: Richard Wilkinson

Successfully represented Claimant at trial (with Richard Lynagh QC) in personal injury action in which Claimant developed Complex Regional Pain Syndrome affecting both hands following a laceration to finger in the course of his employment as a vehicle technician. Claimant defended against allegations of exaggeration advanced by Defendants in reliance of extensive surveillance and other evidence.

Atack v Lea / Ellerton v Harris

[2004] EWCA Civ 1712; [2005] 1 WLR 2643

16/12/2004

Barristers involved: Richard Wilkinson

Conjoined costs appeal in Court of Appeal in relation to quantum of success fees.

Publications

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

Webinar : Ask the TGC Costs Barristers!

21/05/2020

Authors: Simon Browne QC James Laughland Richard Wilkinson Matthew Waszak
Access to the Cloud recording of 21 May 2020 Webinar **Ask the TGC Costs Barristers!** hosted by Simon Browne QC, James Laughland, Richard Wilkinson and Matthew Waszak can be seen below. Please use the following password: 0l=4?.6W
You can view the publication at
https://tgchambers.zoom.us/rec/share/2colFJrir3hLW4nCxBIAA6jCeea8hnAa8_dbnhkJOWCCGoL73quF1DBR1Xex

TGC Costs Newsletter Vol IV

04/06/2019

Authors: Richard Wilkinson Lionel Stride Anthony Johnson Richard Boyle Matthew Waszak Ellen Robertson James Yapp Juliet Wells Harriet Wakeman Olivia Rosenstrom
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 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>

News

16th Edition Judicial College Guidelines published

12/04/2022

Barristers involved: Richard Wilkinson
The Guidelines also include a note dealing with tariff based awards for Whiplash Injuries.

You can view the publication at
<https://global.oup.com/academic/product/guidelines-for-the-assessment-of-general-damages-in-personal-injury-cases-9780192867629?lang=en&cc=gb>

Stray cow RTA victim secures large damages award plus Provisional Damages following loss of eye

08/02/2022

Barristers involved: Richard Wilkinson
Liability for the high-speed collision was denied by both the driver of the vehicle in which the Claimant was a passenger and by the owner of the field from which the cow had escaped. Despite the severity of her injuries the Claimant had shown remarkable fortitude in returning to her employment as a zoo keeper. Following a Joint Settlement Meeting the Claimant recovered an immediate lump sum award of £1,230,000 plus an entitlement to Provisional Damages to protect her against the future risks of developing either functional blindness or epilepsy.

Court accepts that doctrine of mistake applies to Part 36 offers

17/01/2022

Barristers involved: Richard Wilkinson

Reliance was placed by the Defendant on cases in the Low Value PI Portal to similar effect. In a reserved judgment Master Thornett rejected those arguments, accepting that a more nuanced approach was necessary in the context of Part 36 offers more generally. Such offers had to be construed in accordance with the Overriding Objective and, whilst self-contained, P36 was not hermetically sealed. The Claimant was accordingly not bound by the terms of her Part 36 offer: *O'Grady v B15 Group Limited*.

A full copy of the judgment can be found at the link below.

You can view the publication at <https://www.civillitigationbrief.com/wp-content/uploads/2022/01/QB-2021-000496.pdf-judgment.pdf>

£3.425m award on Provisional Damages basis for good Samaritan knocked over in layby

04/05/2021

Barristers involved: Richard Wilkinson

The Claimant sustained multiple orthopaedic injuries and significant resulting psychological damage. The physical injuries included a serious fracture to her left knee which resulted in permanently impaired mobility, an agreed need for single storey accommodation and use of a wheelchair when outdoors.

The claim concluded at a recent JSM shortly before trial. The agreed Provisional Damages award entitles the Claimant to seek further damages in the event of undergoing a leg amputation during her lifetime. Although the experts had agreed the risk was small (less than 1%), the protection of a PD award was important to the Claimant because a lump sum award could not have adequately compensated her for the costs which might arise were she to require amputation.

£2.38m settlement secured for newly qualified Clinical Psychologist

20/04/2021

Barristers involved: Richard Wilkinson

The Claimant, aged 29 at the date of accident, had recently started working for the NHS as a Clinical Psychologist. She was knocked off her bike and into the path of an on-coming bus, sustaining severe fractures and crushing injuries to her dominant arm. Despite numerous surgical procedures she was left with significant on-going neuropathic pain and unpleasant cosmetic injuries. She had only managed to return to work on a part time basis since the accident. The parties' dispute focused on predictions of her likely career path but for the accident given its nascent stage at the time of the accident, and in particular her prospects of achieving Consultancy and whether she would have engaged in a lucrative private practice. A significant pension loss claim was also advanced. The Court had refused permission for the parties to rely on evidence from an employment consultant so the Claimant was required to support her claim via witness and other evidence in relation to her potential earnings and promotion prospects. She also advanced significant claims for future treatment, care, services and transport costs as she had been unable to return to her main pre-accident mode of transport (cycling).

£850,000 settlement to enable elderly client to escape care home restrictions

21/12/2020

Barristers involved: Richard Wilkinson

Liability was disputed by both the Hospital Trust and driver's RTA insurers for 3+ years until a Summary Judgment application finally wrought a full concession on liability. As a result of the serious injuries sustained the Claimant had been resident in a state care home following discharge from hospital and Covid restrictions had left her isolated from her family and unable to access rehabilitation. Her life expectancy was also significantly compromised such that urgent resolution of the proceedings was a priority if she was to enjoy the benefit of her own accommodation and care regime in the final years of her life.

Settlement was achieved at a JSM and was approved by Master McCloud. Instructed by Michael Wangermann at Ashtons Legal.

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>

EXE v BBC Studioworks

09/11/2020

Barristers involved: Richard Wilkinson

Stewart J today approved the lump sum settlement which was reached shortly before a 10 day trial had been due to commence in a case in which the Claimant's capacity to litigate or manage his affairs remained in dispute. Other contested elements of the claim included contributory negligence (the Claimant fell through an open but unguarded hatch), his life expectancy (due to an unrelated liver condition giving rise to the potential need for liver transplant surgery), his likely earnings but for the accident (because he had been undertaking a degree as a mature student at the time of his accident) and his future care and accommodation needs.

Instructed by Alex Brown of Dean Wilson.

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

Richard Wilkinson defends Portuguese insurer in claim by Spanish national

17/02/2020

Barristers involved: Richard Wilkinson

The claim settled for £1m on the eve of a five day High Court trial at which 14 experts were due to give oral evidence. The Claimant's various injuries precluded him from returning to his pre-accident heavy manual employment and included a traumatic brain injury, significant psychological injuries, multiple orthopaedic injuries (fractures of the spine, wrist and pelvis), as well as facial scarring, damage to the senses - hearing, taste / smell and vision.

£1.8m settlement for 62 year old man who sustained multiple injuries in motorcycle accident

06/02/2020

Barristers involved: Richard Wilkinson

His most serious injuries included a significant degloving injury to the perineum resulting in permanently impaired bowel function, a clinically moderate - severe brain injury and fractures of the pelvis resulting in persisting urinary incontinence. However the most serious injuries were to the Claimant's legs, particularly his left foot and ankle. He was left with severely impaired mobility, requiring crutches to mobilise indoors and a wheelchair when outdoors. Various surgical attempts to improve the mobility and pain in his ankle had been unsuccessful. Although he had recently gained some benefit from a bespoke "Momentum" brace, the Claimant was left with a significant risk of needing to undergo an amputation either below, through or even potentially above the knee. Due to his inability safely to manage stairs the Claimant required adapted, single storey accommodation. Other complicating factors in the assessment of the claim included arguments about the impact of injuries upon the Claimant's life expectancy and uncertainty as to the timing of any future amputation that may be required.

The claim was settled at a JSM. Richard Wilkinson was instructed by Amber Braybrooke at Slater and Gordon on behalf of the Claimant.

TGC Costs Newsletter

04/06/2019

Barristers involved: Richard Wilkinson Lionel Stride Anthony Johnson Matthew Waszak Ellen Robertson James Yapp Richard Boyle Juliet Wells Harriet Wakeman Olivia Rosenstrom
Please see link below for the 4th edition of the the TGC Costs Newsletter.

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

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>

Richard Wilkinson elected as the Secretary of the Personal Injury Bar Association

27/03/2018

Barristers involved: Richard Wilkinson
Temple Garden Chambers is delighted to announce that Richard Wilkinson has been elected as the Secretary of the Personal Injury Bar Association (PIBA). The PIBA represents some 1,400 members of the Bar who undertake personal injury work.

Personal Injury Claim Settled for £230,000

20/12/2016

Barristers involved: Richard Wilkinson Anthony Johnson
The Claimant, a 51-year-old Enablement Support Worker, suffered injuries in a road traffic accident that took place on 24.01.12; both parties alleged that the other was at fault. Whilst the Claimant initially experienced symptoms consistent with a whiplash injury to the neck, she went onto develop widespread pain to the rest of her body that eventually became so severe that she required a wheelchair for much of the time. The medical expert evidence relied upon by the Claimant from a Consultant Rheumatologist and a Consultant Psychiatrist identified that she was suffering from a Chronic Pain Syndrome brought on by the trauma of the accident, along with a prolonged Depressive Episode which contributed to the maintenance of her symptoms. The Defendant's experts in the same disciplines accepted that the Claimant was suffering a significant degree of disability, but did not accept that this was brought on as a consequence of her accident-attributable injuries. A further complicating feature was the Claimant being diagnosed with Type 2 diabetes. Had the parties been unable to reach settlement at the JSM then the matter was to be listed for an eight-day trial in early 2017.

Supermarket worker awarded £2m + £60k PPO for life following head injury

19/12/2016

Barristers involved: Richard Wilkinson
The Defendant had pursued an allegation of contributory negligence based on the Claimant's failure to wear a cycle helmet, which had been removed shortly pre-accident. Ultimately however damages were agreed on a 100% basis at a JSM shortly before trial. The Claimant had been assessed to have a mild learning disability pre-accident, but had lived independently and worked full time. Following the accident he lacked capacity to manage his own affairs, had been unable to work and required professional care. PPOs were agreed in respect of future care, case management and Deputyship costs.
