



Andrew Prynne QC

Year of Call: 1975

Year of Silk: 1995

Practice Areas

- Clinical Negligence
- Commercial
- Credit Hire
- Health & Safety
- Inquests
- Inquiries
- Insurance
- Personal Injury
- Product Liability
- Professional Discipline
- Professional Liability

Mediator

Qualified Mediator

Email:

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Awards

Experience

Ranked by the Directories in four practice areas; Personal Injury, Product Liability, Insurance and Health and Safety, Andrew Prynne QC is a leading common law and commercial advocate who has represented and advised both claimants and defendants in heavy litigation at first instance and on appeal. He has also represented parties in a number of public inquiries and inquests. His wide ranging practice developed from his broad grounding as a junior in the civil, family and criminal courts.

Since joining Temple Garden Chambers in 2010, Andrew has been leading counsel in a number of High Court trials and Appeals in the Court of Appeal in claims for personal injury, property damage and credit hire test cases. Andrew led for the claimant in a high profile historic childhood sexual abuse claim in the High Court: *Raggett v Preston Catholic College*. Last year Andrew represented the ejection seat manufacturers, Martin Baker, before the Lincolnshire Coroner at an Inquest into the death of a Red Arrows pilot. Before the Bolton Coroner he represented the Derbyshire Youth Offending Service at an inquest into the death in custody of a young person.

Andrew is currently instructed as Leading Counsel for one of the interested parties in respect of the Shoreham air crash. He is also advising as to the potential liabilities that may arise out of the supply and use of e-cigarettes.



Andrew has over many years gained considerable experience in product liability and group litigation in injury and commercial claims and the insurance coverage issues to which they have given rise. Andrew advises manufacturers and/or their insurers on the liability and regulatory issues that arise in relation to a wide array of products such as: drugs, food, fuel, packaging, mobile phones, tobacco and its substitutes and medical devices, though due to funding and costs constraints, few such cases now get to trial. In 2011, he was leading counsel for an insurer in a heavy international arbitration concerning product liability insurance coverage for food packaging that was said to be defective.

In his work Andrew has gained considerable experience in railway, aviation and marine accidents. As a life long sailor he has a particular interest in navigation.

Andrew has also been instructed by insurers in a number of major fire claims.

Andrew is an accredited mediator and has mediated and arbitrated a number of substantial claims.

Directories

Andrew Prynne is ranked as a leading silk in the fields of: Consumer/Product Liability, Health and Safety, Personal injury and Insurance and Reinsurance.

“Looked up to by juniors and highly regarded by his peers due to the quality of his strategy and the excellence of his arguments in court.”

“Obviously first class. He’s a very smooth operator. He’s totally unflappable and charming to both witnesses and judges”

“He’s got great intellect, has arguments rooted in common sense, and likes a fight when he goes in to bat for clients. He doesn’t go through the motions- he’s a hard litigator.”

Chambers UK 2013

Andrew Prynne is ranked as a Leading Silk in the following areas: Product Liability, Health and Safety, Insurance and Reinsurance, Personal Injury

Legal 500 2013

“This ‘very bright original thinker’ has drawn praise for his recent contentious and advisory work.” (Health and Safety)

“Highly regarded as ‘a compelling advocate and a sound

tactician who is extraordinarily good on his feet'. Sources praise him for his 'great flair and style'." (Product Liability)
Chambers UK 2011

"Andrew Prynne QC has considerable strengths, such as his ability to 'identify the key issues and arguments that will resonate with the court'." (Personal Injury)

"Andrew Prynne QC is praised for his 'grasp of detail, ability to narrow issues and the ease with which he deals with very technical evidence'." (Health and Safety)

Legal 500 2011

"Concentrates on liability issues that arise in commercial and insurance disputes and has particular know-how of cases relating to the railway industry. Well known as a "hard hitting and tenacious advocate", he is also respected for taking a "very commercially oriented and practical approach on his feet." Prynne is very experienced and handled cases relating to Valium, benzene in fizzy drinks and smoking to name but a few." (Product Liability)

Chambers UK 2010

"Temple Garden Chambers.....has signalled a widening of interest in product liability with the arrival of 'heavyweight Andrew Prynne QC'." (Consumer and Product Liability)

Legal 500 2010

Appointments

Queens Counsel 1995

CEDR accredited mediator 2000

Assistant Boundary Commissioner 2000 to 2005

The Lord Chancellor's Working Party on Group Actions

Education

Marlborough College

Southampton University LLB Hons

Memberships

Association of Regulatory and Disciplinary Lawyers

Health and Safety Lawyers Association

Personal Injury Bar Association

Commercial Bar Association

London Common Law and Commercial Bar Association

British Insurance Law Association

Cases

Inquest into death of Sean Cunningham

09.01.14 - 29.01.14

Barristers involved: Andrew Prynne QC Nicholas Moss Fiona Canby
Inquest into death of Red Arrows pilot, Flt Lt Cunningham; accidental ejection from his Red Arrows jet.

Re Cunningham deceased

HM Coroner

01/01/2014

Barristers involved: Andrew Prynne QC
Red arrow pilot - fatal accident

Re Hardy deceased

HM Coroner

01/01/2014

Barristers involved: Andrew Prynne QC
Death in custody of young offender

Akhtar v Bolland

CA 2014

01/01/2014

Barristers involved: Andrew Prynne QC

Gilman v (1) UPS (2) Network Rail

[2013] EWHC 2341

01.07.2013 - 10.07.2013

Barristers involved: Andrew Prynne QC Fiona Canby
Contribution proceedings following vehicle incursion onto the West Coast Main Line. Led by Andrew Prynne QC. Instructed by Keoghs on behalf of the motor insurers. July 2013.

Salat v Burutis

CA 2013

01/01/2013

Barristers involved: Andrew Prynne QC

Dau Chi Chong v Funafloat Ltd t/a College Cruisers, British Waterways Board

Lawtel 26/4/12

26/04/2012

Barristers involved: James Arney Andrew Prynne QC
James Arney appeared in the Queen's Bench Division District Registry, Coventry, led by Andrew Prynne QC and successfully defeated a claim pleaded at over £5m for brain injuries sustained while on a canal boat holiday.

W v Veolia

2011 Mercantile Court

01/01/2012

Barristers involved: Andrew Prynne QC

Sylvestre v Ministry of Defence

QBD 2012

01/01/2012

Barristers involved: Andrew Prynne QC

Claim by soldier on active service

Raggett v Preston Catholic College

QBD 2012

01/01/2012

Barristers involved: Andrew Prynne QC

Child sexual abuse claim

Vaile v. London Borough of Havering - (Brain Injury)

[2011] EWCA Civ 246

01/03/2011

Barristers involved: Andrew Prynne QC Marcus Grant

Court of Appeal judgment on breach of duty and causation appeal in assault case

Andrew Prynne QC and Marcus Grant appeared for the Appellant, a special needs teacher assaulted by a 14-year-old pupil on the ASD spectrum. The Respondent, through its headmaster, engaged in a cover-up by fabricating documentary evidence and giving perjured oral evidence in Court, in an attempt to protect itself from criticism that it had not devised and maintained a safe system of work for the Appellant. The Court of Appeal described this conduct as 'reprehensible'. The Court below found that despite the cover-up, the Claimant failed to establish either a breach of duty or causation. The Court of Appeal overturned both findings. It found that on the Judge's own primary factual findings there had been a breach of duty. Furthermore, whilst it was difficult for the Claimant to show precisely what the school should have done to avoid the assault, such difficulty did not automatically mean that her claim should fail. There was sufficient evidence to establish on a balance of probability, that but for the multiple breaches in the Respondent's duty of care to her, she would not have sustained injuries in the assault. Costs of the liability trial were awarded on the indemnity basis.

Vaile v Havering B C

CA 2011

01/01/2011

Barristers involved: Andrew Prynne QC

Employers liability

Network Rail v Conarken

TCC 2010

01/01/2010

Barristers involved: Andrew Prynne QC

Property damage and economic loss

Omega Proteins v Aspen Insurance

Commercial Court

01/01/2010

Barristers involved: Andrew Prynne QC
Insurance coverage of product liability policy

Valentine v Transport for London

CA 2010

01/01/2010

Barristers involved: Andrew Prynne QC
Highways liability

Re Power deceased

HM Coroner

01/01/2009

Barristers involved: Andrew Prynne QC
Road vehicle incursion on railway - fatal accident

Pinder v Fox

QB 2008

01/01/2008

Barristers involved: Andrew Prynne QC
Product liability under the Consumer Protection Act

Collett v Smith

QB 2008 and CA 2009

01/01/2008

Barristers involved: Andrew Prynne QC
Professional footballing injury claim

Farraj v Kings NHS Trust

QB 2008 and CA 2009

01/01/2008

Barristers involved: Andrew Prynne QC
Wrongful birth claim

R v Cemex Cement Ltd

CA 2007

01/01/2007

Barristers involved: Andrew Prynne QC
Appeal against sentence in an environmental prosecution

Fetal Anti-Convulsant Litigation

QB 2005

03/03/2005

Barristers involved: Andrew Prynne QC
Group action - defining the scope of the action

Viasystems v Thermal Transfer

CA 2005

03/03/2005

Barristers involved: Andrew Prynne QC
Vicarious liability - the borrowed employee

Inquiry into Domestic Bulk LPG Supply

Competition Commission 2004 to 2006

01/01/2004

Barristers involved: Andrew Prynne QC
Interaction between Health and Safety and Competition Law

Britvic Soft Drinks -v- Messer

Commercial Court and CA 2002 to 2003

03/03/2002

Barristers involved: Andrew Prynne QC
Sale of goods - exclusion clauses - unfair contract terms - tort claim for property damaged by contamination

Bacardi Martini v Thomas Hardy

CA 2002

03/03/2002

Barristers involved: Andrew Prynne QC
Sale of goods and liability for contamination of food and drink

Afrika v Cape

QB and CA 2001

03/03/2001

Barristers involved: Andrew Prynne QC
A definitive ruling on costs sharing orders in group actions as they affect claimants who discontinue their claim

MMR Litigation

QB 2000 to 2006

03/03/2000

Barristers involved: Andrew Prynne QC

Various procedural rulings between 200 and 2006

Watson and Bradford City FC v Gray and Huddersfield Town FC

QB 1999

03/03/1999

Barristers involved: Andrew Prynne QC

Footballing injury claim – measure of damages for future loss of earnings – award £1 million

Worral v British Railways Board

CA 1999

03/03/1999

Barristers involved: Andrew Prynne QC

Injury claim contrary to public policy – ex turpi causa

Hodgson v Imperial Tobacco Lrd

CA 1999

03/03/1999

Barristers involved: Andrew Prynne QC

Conditional fees – order for costs-proceedings in chambers to be held in public

Tobacco Litigation

QB 1999

03/03/1999

Barristers involved: Andrew Prynne QC

Limitation in smoking claims and a refusal to override it

Macaffery v Datta

CA 1996

03/03/1996

Barristers involved: Andrew Prynne QC

Liability to recompense for social security payments and its effect on an order for costs following a payment into court

Powell v Boladz and others

QB 1995 and CA 1996

03/03/1995

Barristers involved: Andrew Prynne QC

Allegations of interfering with medical records – no cause of action – action struck out

Nash v Eli Lilly

QB and CA 1993

03/03/1993

Barristers involved: Andrew Prynne QC
Open litigation - group actions- limitation - power to override

Scottish and Great Western Railway

QB and CA 1993

03/03/1993

Barristers involved: Andrew Prynne QC
Negligence - constructing a contract and its effect on liability for a railway accident

National Trust v Haden Young

QB and CA 1993

03/03/1993

Barristers involved: Andrew Prynne QC
The Uppark fire claim - negligence - constructing the insurance provisions of the JCT contract - measure of damages

AB v Wyeth and Brother Ltd

QB an CA 1992-1996

03/03/1992

Barristers involved: Andrew Prynne QC
The Benzodiazepine litigation - striking out as abuse of process

Joseph Owen Davies v Eli Lilly

CA 1987

03/03/1987

Barristers involved: Andrew Prynne QC
Open litigation - costs sharing in group litigation

Samuelson v N.I.G.C

CA 1986

03/03/1986

Barristers involved: Andrew Prynne QC
Motor Insurance coverage

Cooper v M.I.B

CA 1985

03/30/1985

Barristers involved: Andrew Prynne QC
Coverage under the MIB agreement

Department of Health and Social Security v Kinnear and Others

QB 1984

03/03/1984

Barristers involved: Andrew Prynne QC
Pertussis vaccine litigation - government attempting to strike out claim

Adsett v West

QB 1983

03/03/1983

Barristers involved: Andrew Prynne QC
Future loss in an injury claim
