



Andrew Lewis QC



---

# Contents

---

Clinical Negligence .....	1
Selected Cases .....	1
Criminal Regulatory & Environmental .....	2
Selected Cases .....	2
Personal Injury .....	2
Selected Cases .....	2
Memberships .....	3
Recommendations .....	3

"A highly accomplished and very friendly silk" "A very personable silk, who has never lost the human touch"  
(Legal 500 2017)



Andrew has consistently been recognised in legal directories as a leading barrister in his fields of practice.

## Clinical Negligence

Andrew has vast experience of all areas of clinical negligence work. He works for Claimants, the NHSLA and GPs undertaking cases of all types up to the most serious cerebral palsy negligent birth claims.

Andrew has dealt with a wide range of claims with particular experience of Accident & Emergency and orthopaedic failures, obstetric claims (cerebral palsy/shoulder dystocia), paediatric cardiac surgery, delayed diagnosis of cancer, gastro-intestinal claims and failed cosmetic surgery.

## Selected Cases

- *Bergen v Leeds Teaching Hospitals NHS Trust* – Delayed diagnosis of adrenal tumour leading to death 7 years later. Complex apportionment issues.
- *Hughes v Gibbs* – GP delay in diagnosing cervical cancer in 20 year old mother in terminal condition.
- *Cooper v NHS Yorkshire* – Cerebral Palsy liability trial involving issues of the standard of obstetric care that should have been provided in the 1960's.
- *Peel v North Durham Hospitals NHS Trust* – Negligent medical treatment surrounding the development of staphylococcus aureus toxic shock syndrome.
- *Whitehurst v North Staffs NHS* – Failure to diagnose aneurysm. Value £3m.
- *Hammond v Calderdale* – Clinical negligence cerebral palsy claim. Settled at £6m involving issues of indexation of periodical payments, local authority care funding and lacuna in regulations for "security" of periodical payments involving Hospital Foundation Trusts.



---

## Criminal Regulatory & Environmental

---

Related to his personal injury practice Andrew regularly defends Health and Safety prosecutions, usually those involving catastrophic or fatal injury.

Andrew regularly attends coroner's hearings not only in respect of accidents at work but also fatalities in RTA's and children in school care.

Andrew also undertakes work involving Professional Disciplinary tribunals.

---

### Selected Cases

---

- Stacey (Deceased) – Coroner's hearing involving fire service vehicle driving through red light, and loss of on board CCTV footage, resulting in fatality and brain damaged child, with rule 43 recommendations regarding fire service driving policies and training.
- R v FGF – HSE prosecution involving accident at work causing tetraplegia.

---

## Personal Injury

---

Andrew has extensive experience in all areas of personal injury work having specialised in this field since joining the Bar. His practice consists largely of fatal and catastrophic injury claims and industrial disease work.

Andrew works for both Claimants and Defendants. His disease work is now largely based around asbestos induced mesothelioma claims, but he has considerable experience of Deafness and HAVS claims, including group actions.

In his employers liability work Andrew will also become involved in conducting Inquests and defending Health and Safety prosecutions.

Andrew is very experienced in work involving competing claims of exaggeration/fraud versus subtle brain injury/chronic pain/somatoform disorder.

Andrew's work not only includes drafting, advising and court work but he attends a considerable number of Joint Settlement Meetings and Mediations in high value claims.

---

### Selected Cases

---

- Holmes v Joda Freight – High Court employer's liability trial (claim £3.9m).
  - Jevon v Keogh – High Court settlement for brain damaged carer (£5m gross).
  - Sadler v Mohammed – Ventilator dependant claimant. Negotiated indemnity PPO of £300k pa in presence of continuing PCT funding.
  - Lazenby v Kreamer – High Court. Severely brain damaged Claimant awarded £1.9m plus PPO £210k pa.
  - Riaz v Norwich Union – Court of Appeal. Court's right to reject uncontested expert evidence.
-



- 
- Trolle v Allianz – RTA Tetrapelgic case (£3.5m).
  - Burgin v Sheffield – Court of Appeal. HAVS case on section 33, establishing evidential burden upon the Defendant.
  - Hensar Leather v Securicor – Court of Appeal. Employer's liability claim establishing that a failure to provide body armour to security guards was a breach of PPE Regulations.
  - Totty v Snowden – Court of Appeal. CPR and time for service of Particulars of Claim.

## Memberships

---

- Personal Injury Bar Association
- North Eastern Circuit

## Recommendations

---

"Andrew Lewis QC is respected by his opponents. His practice is split between personal injury and clinical negligence."

Chambers & Partners 2012

"Vast experience of many severe injury cases, including brain and spinal injuries claims. According to peers, he is a 'disarmingly charming advocate who goes about his business in a highly effective way'."

Chambers & Partners 2011

"Andrew Lewis QC is very well regarded among peers."

Legal 500 2011

"Andrew Lewis QC is thought to be 'one of the most approachable silks in the country'. He is popular amongst solicitors and fellow barristers as he offers 'well-rounded and meticulously thought-out advice'."

Chambers & Partners 2010