

# 12

King's Bench Walk

## Hugh Hamill

Call: 1988

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### AREAS OF EXPERTISE

Personal Injury, Clinical Negligence, Industrial Disease, Professional Negligence, Insurance, Product Liability, Costs, Health & Safety, Fraud, Credit Hire, Inquests, Public Authority Liability, Construction, Aviation

Hugh specialises in high value complex personal injury, professional negligence, clinical negligence and industrial disease and general insurance work.

Last year was another excellent year for Hugh and has seen him continuing to represent major insurers; public authorities; large corporations and seriously injured claimants in high-value claims, particularly those involving chronic pain / fibromyalgia / chronic fatigue. Very often in these types of claim, causation is hotly disputed and issues of malingering, fraud and exaggeration arise.

He is known as an extremely tough negotiator both in JSM's and in mediations and regularly delivers sensible outcomes for all parties, avoiding the costs and risks of a contested trial.

Listed as a Leading Junior in Personal Injury, In Chambers and Partners 2016, Hugh is noted for his work in cases involving fibromyalgia and brain and spinal injuries. He is particularly noted for his ability to handle high-value and contentious claims.

Previous editions referred to him as "bright, bold and ethical." He is praised for being a "slick and tenacious court performer" who "rolls up his sleeves and gets his hands dirty," and as a "razor sharp" advocate."

The Legal 500 recommends Hugh where there is malingering or fraud. He is 'an excellent advocate with a no-nonsense approach to cases'.

Hugh is also responsible for the development and the supervision of Chambers I.T. network and the continued expansion of the I. T. infrastructure.

He has a very strong grasp of technical; engineering issues and a fine eye for detail.

He lives in Oxfordshire and can accept instructions at short notice either by DX or email. He is married with 2 children.

### Clinical Negligence

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Hugh continues to act for Defendants in claims arising out of accidents which have been exacerbated by negligent treatment and where a contribution is sought from the NHSLA. In addition he has acted both for Claimants and Defendants in claims arising out of negligent dental treatment and failed cosmetic surgery.

## Qualifications & Awards

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University College, Dublin (BA (Hons) Philosophy & Economics)  
City University (DipLaw);

Inner Temple Scholar -1988.

## Memberships

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PIBA , LCLBA.

## Cases

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*Dadd v AEI; MOD ; NEL & Fastran Heating – HH Judge Cotter HQ14A05465* in which the Claimant age 66 was seeking Blamire damages having recently been awarded a PhD following a diagnosis of mesothelioma.

*Daniel McCracken v (1) Damian Smith, (2) The Motor Insurers' Bureau, (3) Darren Michael Bell [2013] EWHC 3620 (QB)*. Successful defence of an action against the MIB by uninsured passenger on a stolen un-roadworthy off-road trials bike.

*Ramaraj v Ahmed LTL HH Judge Maloney Q.C. 7/6/2012* where the Claimant was found to be in Contempt in the face of the Court and her case struck out.

*Higgs v Pickles [2011] PIQR P15* – Applied the Ogden 6 tables without any adjustments

*Connor v Bradman [2007] EWHC 2789* – Hugh acted for the Claimant in the leading case on the application of the Ogden Tables to assessing loss of earnings

*Budden v Police Aviation Services Limited Q.B.D 2004* – Liability attached to the employer of a pilot who was killed when his air ambulance crashed after striking pylons close to Rochester Airport. Although the Judge could not identify the precise mechanical defect which had caused the crash he was satisfied that it had been caused by a mechanical defect

*Cranfield v Bridgegrove Ltd C.A. [2003] 1 W.L.R. 2441* – Joined Cases: *Claussen v Yeates*. Successfully acted for the *Yeates* in a multi-party appeal dealing with service issues arising out of CPR Part 6

*Masterman-Lister v Jewell C.A. [2003] 1 W.L.R. 1511* – Successfully acted for the Defendant in this leading case on Mental Capacity. The Claimant sought in 2000 to re-open litigation concluded in 1987 on the grounds that he lacked capacity to settle his action