



James Todd KC

Year of call: 1990 | Silk: 2019

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"First-class technical skills and a strong insight into what a court is likely to do and not do." Chambers and Partners 2020

James's practice covers high value clinical negligence and personal injury claims, acting for claimants and defendants. James has expertise in proceedings for contempt of court arising out of dishonest claims.

Areas of expertise

Clinical Negligence
Occupiers' Liability
Road Traffic
Employers' Liability
Animal Claims
Policy Coverage
Insurance Fraud

Clinical Negligence

James acts for claimants and defendants. He is approved to work on the NHS Resolution panel to handle all types of high-value/catastrophic clinical negligence claims, including claims managed through the Early Notification Scheme. He is instructed by panel firms to handle claims exceeding £1m in value. He also acts for insurer defendants who seek contribution in respect of negligent treatment following accidents and he is regularly instructed by NHS trusts to pursue contempt proceedings against dishonest claimants. He has experience of group litigation, having been standing counsel to NHS Resolution in the metal-on-metal hip claims.

Cases of note

- ***XM v. Leicestershire Partnership NHS Trust [2020] EWHC 3102 (QB)*** - Delayed diagnosis of hydrocephalus leading to catastrophic brain injury in early months of life. Issues included standard of care applicable to health visitors and nursery nurses caring for newborn babies.
Judgment
- ***A child claimant v. An NHS Trust (settled 2023)*** - Claim arising out of birth injury caused by

alleged delay in recognising foetal distress during labour.

- ***North Lincolnshire and Goole NHS Foundation Trust v. Dommett (Queen's Bench Division July 2021)*** - Contempt proceedings against former claimant who brought a dishonest claim against an NHS trust. The court handed down an immediate 29-week prison sentence.
Media
- ***Calderdale and Huddersfield NHS Foundation Trust v. Sandip Singh Atwal [2018] EWHC 961 (QB); [2018] EWHC 2537 (QB)*** - Contempt proceedings against former claimant who brought a dishonest claim against an NHS trust. The court handed down an immediate three-month prison sentence.
Judgment
Media

Memberships

- PIBA
- South Eastern Circuit

Qualifications

Education

- 1989 St John's College, Cambridge MA Law

Languages

- Working knowledge of French

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