

Andrew Ward

Call: 2000
ward@12kbw.co.uk



AREAS OF EXPERTISE

Personal Injury, Fraud, Insurance, Inquests, Military Claims

Andrew represents Claimants and Defendants in serious and catastrophic personal injury claims. He is endorsed by the legal directories and is ranked as a Band 1 personal injury junior in the Legal 500 (2025 Edition). He has extensive experience of cases involving traumatic brain injury, amputation, chronic pain conditions, functional neurological disorder, paralysis caused by spinal injury, fatal accidents, issues of motor insurance policy coverage and fundamental dishonesty.

Andrew was shortlisted for the 'Barrister / KC of the Year' award at the Manchester Legal Awards in 2023 and 2024. He is a member of the Attorney General's Regional 'A' Panel of Junior Counsel to the Crown and is also a tenant at Exchange Chambers in Manchester.

The Legal 500, 2025, says: "Great written advice, and he is quick on his feet, friendly and approachable."

He is also experienced in representing properly interested persons at Inquests.

Cases

Andrew's recent cases include:

- **Christopher Fraser -v- Ministry of Defence [2024] EWHC 2977 (KB)**: successful defence of a claim for Non-Freezing Cold Injuries (NFCI). The Claimant failed to beat the Defendant's CPR Part 36 offer at trial).
- **Richard Adams and Ors -v- Ministry of Defence [2024] EWHC 1966 (KB)** (concerning CPR Rule 7.3 and the use of 'omnibus' Claim Forms in a cohort of >600 NFCI claims).
- **Michael Mantey -v- Ministry of Defence [2023] EWHC 761 (KB)** (successful finding of fundamental dishonesty at trial in a £1.6 million claim).
- **Brian Muyepa -v- Ministry of Defence [2022] EWHC 2648 (KB)** (successful finding of fundamental dishonesty in a £3.7 million claim following a 12-day trial).
- **Brian Muyepa -v- Ministry of Defence [2021] EWHC 2236 (QB)** (successful application by the Defendant to rely upon surveillance evidence)
- **R -v- BBC Studios Productions Limited**: Andrew is instructed to defend the BBC in relation to a claim by a cameraman for injuries sustained whilst filming a nature programme on the island of Zanzibar (ongoing in 2025).
- **G -v- MOD**: Andrew is instructed to represent the Ministry of Defence in its defence of a claim by a soldier who suffered a catastrophic brain stem injury during a grenade throwing practice session. The claim is provisionally pleaded in excess of £10 million (ongoing in 2025).
- **S -v- MOD**: Andrew represented the Ministry of Defence in a claim by a former soldier for damages for historic abuse and PTSD. The Claimant was represented by leading counsel. A confidential settlement was negotiated at a JSM in December 2024.
- **WP -v- QBE**: Andrew acted as junior counsel, led by Will Waldron K.C., for a Claimant who sustained a severe

traumatic brain injury and left-sided hemiplegia when a cast iron soil pipe struck his head as he footed a ladder at work in the construction industry. The impact penetrated the Claimant's skull. The tortfeasor employer became insolvent and the Claimant proceeded against the employer's insurer under the Third Parties (Rights Against Insurers) Act 2010. Damages of £2.3 million were recovered on a full liability basis at a JSM in October 2024.

- **CH -v- LS:** Andrew represented the Claimant who sustained a severe traumatic brain injury, maxilla-facial injuries and a spinal fracture when a lorry collided at speed with his car that was queuing in motorway traffic. The Claimant suffered a profound personality change. The case underscored the need for empathy and soft skills when representing the Claimant and family in a serious TBI case. The Claimant benefits from an income protection insurance policy that will pay 75% of his basic salary until the age of 65 years. In addition to that, damages of £1.8 million were recovered at a JSM in September 2024.
- **CS -v- AS:** Andrew represented the Claimant who sustained an amputation of his left ring and middle fingers when a car, in which he was travelling as a passenger, overturned. The Claimant suffered from severe neuropathic and nociceptive pain. Damages in excess of £1 million were recovered at a JSM in July 2024.
- **D -v- MOD:** Andrew represented the Ministry of Defence in a claim by an RAF service person who suffered an elective below-knee amputation following an accident at RAF Akrotiri in Cyprus. The Claimant went on to participate in the Invictus Games. The case involved complicated issues of medical diagnosis and causation; difficult issues concerning the offsetting of various Armed Forces Compensation Scheme payments; and complicated quantum issues relating to earnings, pension and care. The case settled for a confidential sum at a JSM in January 2024.
- **BO -v- RT:** Andrew acted as junior counsel, led by Will Waldron K.C., for a motorist who suffered a severe traumatic brain injury and a serious acetabular fracture following a road traffic accident. Damages of £3 million were agreed at a JSM in February 2023 and Court approval was forthcoming in March 2023.
- **James Barry -v- MOD [2023] EWHC 459 (KB):** Andrew represented the Defendant at an 8-day trial before Johnson J. in relation to this claim by a former Royal Marine for damages for Noise-Induced Hearing Loss (NIHL) sustained during his military service. The case concerned issues of contributory negligence, medical diagnosis and an Ogden 8 "disabled" future loss of earnings claim.
- **SL -v- MOD:** Andrew represented the Ministry of Defence in a claim by an Army WO2 injured in a Challenger Tank accident at Castlemartin Ranges, South Wales, in June 2017. The gun's obturator pad had been removed for cleaning and it was fired with the pad missing. Ignition gases backfired into the tank's compartment. Further propelling charges that were lying on the compartment floor exploded. They should have been kept in the secure charge bin. Two Corporals were killed and two others, including SL, were very seriously injured. SL's injuries included burns to 35% of his body requiring skin grafts; the loss of all digits on his left hand; and PTSD. There was disputed expert evidence as to whether he had suffered a hypoxic or traumatic brain injury. A confidential settlement was negotiated at a JSM in November 2022.
- **SC -v- AL:** Andrew acted as junior counsel, led by Will Waldron Q.C., for a motorcyclist who suffered a severe traumatic brain injury following an accident in May 2016. The claimant had an initial Glasgow Coma Score of 3/15 and significant retrograde and post-traumatic amnesia. He also suffered a spinal cord contusion at the level of T2/3. Damages of £2.8 million were recovered at a JSM in December 2021.
- **CW -v- DM:** Andrew represented the Claimant who sustained a serious left foot fracture and avulsion of the heel pad when he was knocked off his motorcycle by a car in May 2016. The treating and medical experts in the disciplines of orthopaedics and rehabilitation medicine agreed that the Claimant would benefit from an elective below-knee transtibial amputation. However, he had received input from a multi-disciplinary rehabilitation team and had opted for conservative treatment for nearly five years. The claim was presented on the basis that it was inevitable that he would come to an elective amputation in due course. Damages of £1.6 million were recovered at a JSM in February 2021.
- **CP -v- NP:** Andrew represented the Claimant, aged 58 years, who was rendered paraplegic in a road traffic accident. A gross settlement was secured in January 2021 of £2,500,000.
- **AP -v- KT:** Andrew acted as junior counsel, led by Will Waldron Q.C., for the Claimant who was knocked over by the Defendant's car as she walked across a country road. She was rendered paraplegic with no bony connection left between her upper and lower body. Liability was hotly contested. William Waldron Q.C. and Andrew established liability at a High Court trial in March 2019 with no finding of contributory negligence. The Defendant obtained permission to appeal to the Court of Appeal. Andrew prepared the Claimant's Skeleton

Argument in response to the appeal. The appeal was compromised at a JSM in March 2020 when the Claimant recovered damages in excess of £2 million.

- **C -v- MOD:** Andrew represented the Ministry of Defence in a claim by an Indian soldier who suffered a traumatic below-knee amputation whilst participating in a joint training exercise with the MOD in the UK. The claimant returned to India. The case raised various difficult issues including the correct quantification of loss under English law where the claimant's rehabilitation will take place in India; the cost of care in India; the reasonableness of Indian prosthetic provision; the use of English and Indian experts; and consideration as to whether a different discount rate should be applied under the Damages Act 1996. The claim settled at a JSM in March 2020 for £700,000.
- **ERS -v- BTL:** Andrew defended a haulage company against a substantial claim by its motor insurer for the reimbursement of sums paid out to third parties following a serious road traffic accident when a lorry collided with a Metrolink tram in Manchester. The case raised difficult issues concerning forms of consent and assignment, material non-disclosure, Section 151 of the Road Traffic Act 1988 and unjust enrichment. The case settled at a Mediation in January 2020.
- **Malcolm Carew -v- Ministry of Defence [2019] 6 WLUK 858:** Limitation trial in an NFCI claim.
- **L -v- H and M:** Andrew represented the defendants in a claim arising from a riding accident at a livery yard in which the claimant fell from a horse and was rendered paraplegic. The claimant was represented by leading counsel. The claimant's schedule of loss exceeded £4 million. Andrew successfully negotiated a settlement of £150,000 in January 2018
- **Watson -v- Ministry of Defence [2016] EWHC 3163:** Successful application by the Defendant to rely upon surveillance evidence in a £2 million claim.

Qualifications & Awards

St. Bede's College, Manchester

B.C.L., M.A. (Oxon) (Jesus College, Oxford)

Winner of the Middle Temple Rosamund Smith Mooting Competition (2000)

Astbury Scholar (Middle Temple, 2000)