

Nigel Lewers

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AREAS OF EXPERTISE

Personal Injury, Clinical Negligence, Insurance, Fraud, Public Authority Liability, Sport, Mediation, Product Liability

Nigel is widely recognised as a Leading Junior, recently rated as a “Star Individual”. He specialises in high value claims in personal injury, clinical negligence, motor insurance, and professional negligence arising out of personal injury cases. He has extensive experience of chronic pain conditions, amputation and prosthetics, catastrophic brain injury, paralysis caused by spinal injury, fundamental dishonesty and equine accidents. [Nigel was awarded 'Personal Injury Junior of the Year' at the Chambers UK Bar Awards 2024.](#)

Clinical Negligence

Nigel undertakes clinical negligence work. Recent experience includes claims involving negligent treatment in the aftermath of accidental injury and cases of surgery in the areas of ophthalmology and urology and informed consent.

Appointments & Memberships

Accredited mediator.

Member of the Personal Injuries Bar Association and the Professional Negligence Bar Association.

Publications

Former Editor, Kemp & Kemp, Personal Injury Law, Practice and Procedure.

Cases

- [MICHAEL SMITHSON v \(1\) BRADLEY LYNN \(2\) NORTH YORKSHIRE COUNTY COUNCIL](#) [2020] EWHC 2517 (QB)
A claim against a local authority for failing to treat an icy road pursuant to section 41(1)(A) of the Highways Act 1980 causing a road traffic accident which gave rise to traumatic brain injury in a young man.
- [JOANNE JAGGER v \(1\) AUSTIN HOLLAND \(2\) CAMBRIDGE LIVE LTD \(3\) STANLEY THURSTON \(T/A S C THURSTON & SON\)](#) [2020] EWHC 46 (QB)
A claim in which a pedestrian was run over by a lorry as it drove across a grassed common to deliver a fairground ride to the site of a fairground, suffering catastrophic lower limb injuries.
- *THOMPSON V BROADHEATH HEALTHCARE AND OTHERS HHJ SEPHTON QC*, MANCHESTER COUNTY COURT, January 2020
Liability of an occupier to a trespasser for a brain injury suffered due to the dangerous state of the premises.

- [WILLIAM TONKINS v RICHARD JAMES TAPP](#) (QBD, 7/12/18, Judge Allan Gore QC)
A claim for a brain injury suffered by a self-employed carpenter who fell from a scaffold, also addressing the impact of section 69 of the Enterprise and Regulatory Reform Act 2013 and experts giving their evidence concurrently.
- [JANICE COCKERILL v \(1\) CXK LTD \(2\) ARTWISE COMMUNITY PARTNERSHIP](#) [2018] EWHC 1155 (QB)
Employers liability claim which addressed the nature of the employer's duty of care following the introduction of section 69 of the Enterprise and Regulatory Reform Act 2013.
- *Horncastle v Marshall* 10/03/2016
(Seat belts, liability for costs following late acceptance of a Part 36 offer.)
- *Churchill v Boot* [2016] EWHC 1322 (QB)
(Revision of costs budgets in a claim for brain injury)
- *Huntley v Simmons* [2009] EWHC 406 (QB), [2010] EWCA Civ 54
(brain injury, quantum and Part 36 offers)
- *Dalling v R J Heale* [2010] EWCA Civ 365
(competing causation of brain injury, quantum)
- *Milton Keynes BC v Nulty* [2011] EWHC 2847 (TCC)
(causation, multiple causes, breach of condition of insurance, damages for loss of chance)
- *Ede v Whitwood* QBD, 19/04/2012
(liability for catastrophic injury to young pedal cyclist)
- *Paramasivan v Wicks* [2013] EWCA Civ 262
(liability for injury to a pedestrian)
- *Nadarajah v Sotnick* [2013] EWHC 3389 (QB)
(liability and quantum, catastrophic injuries to a motorcyclist)
- *Smith v Harding* 26/11/2013
(riding accident, Animals Act 1971)
- *Churchill v Boot* [2016] EWHC 1322 (QB)
(revision of costs budgets in a claim for brain injury)
- *Horncastle v Marshall* 10/03/2016
(seat belts, liability for costs following late acceptance of a Part 36 offer)