

RICHARD LIVINGSTON

Year of call: 2006

Clerked by: Stephen Loxton Paul Clarke

AREAS OF EXPERTISE:

Clinical Negligence Occupational Disease Pain Syndromes
Personal Injury



Personal Injury

Richard is instructed by both Claimants and Defendants in cases of the most serious injury, in particular brain and spinal injury and amputations. He is frequently instructed to conduct negotiation at Joint Settlement Meetings and at Trial in high value cases. He regularly acts for members of the Armed Forces and their families.

Richard has recently been involved in the litigation and conclusion of the following cases which are notable either due to their value or nature of the issues involved (the names of the parties have been anonymised):-

Significant Cases

A claim pleaded in excess of £25 million where an 18 month old child was rendered paraplegic and brain damaged following a road traffic collision (led by Satinder Hunjan QC).

Acting alone in a claim pleaded in excess of £1.5 million for the dependents of a high earning telecoms analyst who was tragically killed in a motorcycling accident.

A claim pleaded in excess of £4 million where it was alleged that the Claimant suffered Post-Traumatic Stress Disorder and Somatoform Disorder when his petrol soaked trousers ignited (led by Michael Rawlinson QC). The claim involved a complete destruction of earning capacity, a claim for 24-hour care and loss of capacity. The claim settled prior to the commencement of a 10-day High Court Trial.

A claim where the Claimant was rendered paraplegic when a balcony in her holiday villa collapsed (led by Michael Rawlinson QC). The claim settled prior to the commencement of an 8-day High Court Trial.

Acted for the Motor Insurers Bureau in an important appeal involving the interpretation of Clause 6 of the Uninsured Drivers Agreement 1999 *Whyatt v Powell and Motor Insurers Bureau* [2017] EWHC 484 (QB).

Acting for a road traffic insurer in defence of a head injury claim by an 18 year old student. The case settled for 10% of the pleaded value at a Joint Settlement Meeting (led by Michael Rawlinson QC).

Acting for a 21-year old music artist who suffered serious brain and multiple orthopaedic injuries following a road traffic accident (led by Nicholas Braslavsky QC). The claim settled prior to the commencement of a 10-day High Court Trial.

Acting for numerous Claimants and Defendants at Trial, CICA Appeals, JSMs and at interlocutory stage, in cases involving acquired brain injury. Many of these cases involve the loss of capacity.

Profile

Richard specialises in all aspects of Personal Injury and Clinical Negligence work. His practice encompasses injuries of the utmost severity and he regularly acts alone in cases where the value is pleaded well in excess of £2,000,000. He has secured millions of pounds of compensation for seriously injured Claimants and their Dependents. He also defends cases of similar value at Trial and at Joint Settlement Meetings for numerous Insurers and the Motor Insurers Bureau. He has secured substantial awards before the Criminal Injuries Compensation Authority where the damages initially awarded were inadequate.

Richard has developed a substantial reputation in the field of Occupational Disease. He is regularly instructed by Claimants and Defendants alike in claims involving benign and malignant asbestos-related conditions (pleural thickening, asbestosis, asbestos-related lung cancer, mesothelioma), asthma, chemical exposure (COSHH claims), occupational stress/harassment, upper limb disorders, tenosynovitis, silicosis and dermatitis. He is on a number of Insurers' panels.

He is regularly instructed in cases involving Chronic Pain Syndromes, Complex Regional Pain Syndromes, Chronic Fatigue Syndromes, Somatoform

Pain Disorders, Somatic Symptom Disorders, Conversion Disorders and Fibromyalgia.

Richard also practises in the fields of Clinical and Dental Negligence and is instructed by Claimaints, the MDU, the DDU and NHS Resolution.

Richard also has a substantial Professional Negligence practice in the context of negligently mishandled personal injury and clinical negligence actions.

He regularly appears without a leader in cases against QCs. He is regarded as having a practice well beyond his call.

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Areas of Expertise

Clinical Negligence

Occupational Disease

Pain Syndromes

Personal Injury

Memberships

PIBA

Northern Circuit

North Eastern Circuit

Qualifications

University: University of Manchester

Degree: BA (First Class Honours) English Language and Literature

Year of Call: 2006 (Middle Temple)

Awards: Middle Temple Benefactors' Scholar

Recommendations

Legal 500 2019:

'A barrister who is a safe pair of hands.'

Legal 500 2018:

'Undaunted by any task.'

Legal 500 2017:

'He commands respect by virtue of his knowledge, diligent preparation and always being prepared to listen.'

Legal 500 2015:

"He has a practice beyond his call"

