



Paul Higgins

1996 Lincoln's Inn

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Education

Manchester Grammar School

Trinity College, Oxford

Professional Associations

Personal Injuries Bar Association

Professional Negligence Bar Association

Areas of Specialism

Personal Injuries

Civil and Insurance Fraud

Professional Liability

Business Crime and Regulatory

Chancery and Commercial

Common Law

Professional Regulation and Healthcare

Profile

Paul Higgins has developed a formidable reputation for work in personal injuries, dealing with a wide range: road traffic, public liability, industrial accidents and industrial disease. His practice encompasses the whole spectrum, up to and including catastrophic injuries valued in excess of £6 million.

His caseload is such that he will ordinarily accept instructions in multi-track claims only, or where there is a point of substance or complexity justifying the instruction of senior counsel.

He is particularly instructed where complicated issues of liability arise, or where discreet items of loss in a catastrophic injury claim require detailed analysis. He has a firm but fair manner in negotiations and has a robust approach to advocacy in the event that a claim is pursued beyond its reasonable limits.??

Notable Cases

Court of Appeal

Qader v Esure Services Limited [2016] EWCA Civ 1109

Whether fixed costs apply to low value RTA protocol claims that are subsequently allocated to the Multi-Track

Court of Appeal

Liverpool Victoria v Saleem [2015] EWCA

Guidance from Court of Appeal in respect of appropriate reduction in sentence on occasion of a guilty plea in committal proceedings

Court of Appeal

Charnock & Ors v Rowan & Others [2012] EWCA Civ 2

Principles to be applied to hearsay evidence contained in medial records, best practice in respect of pleading

Court of Appeal

Esure v Tariq Ali [2011] EWCA Civ 1582

Jurisdiction of single judge sitting in the High Court to make a committal order for an alleged contempt of court in proceedings that were commenced in the county court but were subsequently transferred to the High Court

Court of Appeal

Singh & Others v Habib & AIG [2011] EWCA Civ 599

Application of Ladd v Marshall principles to fraudulent claims

Court of Appeal

Crompton v Dunn Line (CA) [2008]

Judicial interventions rendering trial unfair

Court of Appeal

Francis and Others v Wells and Churchill Insurance [2007] EWCA Civ 1350

Burden and standard of proof in RTAs in which fraud is suspected

Court of Appeal

Hall and Others v Stone [2007] EWCA

Costs consequence of exaggeration; non-part 36 compliant offers

Court of Appeal

Casey -v- Cartwright [2006] EWCA Civ 1280

Application of Kearsley -v- Klarfield

Court of Appeal

Kearsley -v- Klarfield [2006] EWCA Civ 1510

Low impact collision claims

Court of Appeal

Bannister -v- SGB plc [1997] 4 All ER 129

Striking out

High Court

Zurich Insurance v Kevin Hooper [2016] EWHC (Elais LJ and Hickinbottom J)

Sentence of 8 months' imprisonment for the making of a fraudulent claim.

High Court

Liverpool Victoria v Amy Laban & another [2016] EWHC (HHJ Godsmark Q.C.)

Sentence of 4 months' imprisonment for the making of fraudulent claims.

High Court

Esure v Mohammed Aziz Liverpool Victoria v Abdul Jamil, Shamila Saleem & Farhana Kazmi [2014] EWHC 4003 (QB)

8 day trial followed by committal proceedings relating to a complicated conspiracy to defraud insurers. Sentences of 8 months, 8 months and 6 months

High Court

RSA v Danny Wykes [2014] EWHC (QB)

Committal proceedings relating to a claim for £2million damages in respect of false injuries, including an untruthful claim of inability to use right arm. Sentenced to 6 months imprisonment.

High Court

Esure v Tariq Ali [2012] EWHC (QB)

Bradford District Registry - Committal proceedings - sentence of 12 months for involvement in conspiracy to defraud motor insurers

High Court

Esure v Israr Hussain Shah [2011] EWHC (QB)

Bradford District Registry - Committal proceedings - sentence of 18 months for involvement in conspiracy to defraud motor insurers

High Court

Daniel Locke v James Stuart & Axa Corporate Solutions Services Limited [2011] EWHC 399 (QB)

Case management guidance in conspiracy claims

High Court

Mahmood v Shaw [2008] (QB) (Akenhead J)

Application of Casey v Cartwright

High Court

Singh v Hollins Travel [2008]

So called 'wedding crashers' case - 3 week trial involving 25 claims from two minor coach accidents, claims were dismissed at trial and three of the claimants received custodial sentences for their part in the attempted fraud

An extremely sharp intellect... his cross-examination is phenomenal... what distinguishes him more than anything is his photographic memory... brilliant on his feet'

Chambers UK & Legal 500 2017/18

Fields a strong practice in motor insurance fraud and regularly defends insurers against claimants looking to defraud them. He has appreciable experience of handling committal proceedings and putting cases before the Court of Appeal. Higgins is often instructed in high-value and complex claims. "A big player in this market," who is "excellent at all aspects of counter-fraud litigation, and in particular trial advocacy and appeal hearings." "He fights valiantly."

Chambers and Partners, 2018

'He has an extremely sharp intellect.'

Legal 500, 2017

Fields a strong practice in motor insurance fraud and regularly defends insurers against claimants looking to defraud them. Has appreciable experience in handling committal proceedings and putting cases before the Court of Appeal. "He has a national reputation for this type of work and his cross-examination is phenomenal."

Chambers UK, 2017

'An expert in fraud claims, who is brilliant on his feet.'

Legal 500, 2016

Enjoys a national reputation for his work in the motor insurance fraud area. He has particular experience in committal proceedings where, sources say, "he has helped to stiffen up the law." "He's excellent. What distinguishes him more than anything is his photographic memory." "He goes beyond what's expected. He's already got an amazing reputation but he's incredibly modest given how intelligent he is and how good he is at the job."

Chambers UK, 2015

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