

Oliver Carr

2020 Middle Temple, carr@deanscourt.co.uk



Education	Professional Associations	Appointments
University of Manchester – LLB Law with Politics – First Class, Ranked 1st in year	The Honourable Society of the Middle Temple	Advocate (formerly the Bar Pro Bono Unit)
University of Oxford – Bachelor of Civil Law (BCL)	Northern Circuit	
BPP University – Bar Professional Training Course	Personal Injuries Bar Association	

Areas of Specialism

Civil & Insurance Fraud
Personal Injuries and Clinical Negligence
Inquests and Inquiries

Oliver has a broad medical and healthcare practice. He specialises in Clinical Negligence, Personal Injury, and Coroner's Inquests.

Oliver completed a civil pupillage at Deans Court, joining Chambers as a tenant in November 2021.

Clinical Negligence

Oliver regularly advises on, and prepares pleadings in respect of, Clinical Negligence matters. He is available to assist with case strategy and the drafting of pre-action correspondence in respect of the same. His experience also includes having conferences with experts, and regularly advising in respect of quantum.

He has experience in cases involving allegations of:

Negligent misdiagnosis

Delayed diagnosis

Negligently performed surgery

Negligent mismanagement of cancer treatment

The misadministration and wrongful withholding of medication

The negligent development of pressure sores

Oliver's recent experience includes cases involving infant injury/death in clinical settings.

Oliver's experience in inquest work is such that he is in a position to work on matters involving fatalities in healthcare settings from the 'get go', being well placed thereafter to assist with civil claims in clinical negligence that naturally follow.

Personal Injury

Oliver deals with claims of intermediate and multi-track value.

He accepts instructions in the broadest range of personal injury litigation, dealing in disputed expert evidence across a range of medical

disciplines.

He has an interest in claims involving:

Chronic pain presentations

Complex future losses

Fatal accidents

For Defendants, Oliver regularly works on cases that involve allegations of dishonesty and insurance fraud at their core, and is on all of the major panels.

Inquests

Oliver accepts instructions both on behalf of families and other interested persons at Inquests.

His experience includes inquest proceedings into deaths occurring:

In hospital

Following allegations of clinical mistreatment

In the workplace

As a result of road traffic accidents

During the provision of psychiatric care

Oliver operates with sensitivity at inquest proceedings, but is quick to identify salient issues, being ever conscious of the utility and effect of investigations when considering future proceedings which naturally follow.

Notable Cases

Oliver Carr represents Family at Inquest into death caused by scalding injuries

Practice Area: Inquest

The Deceased, who had a history of frailty and limited mobility, would be regularly provided by her carers with a flask of hot water for overnight use.

Notwithstanding that her carers were aware that the Deceased had suffered from burn injuries as a result of a spillage of the hot water flask only a matter of days before, her carers again provided her with a hot water flask which spilled on the Deceased overnight and caused her to suffer from further and more severe burns.

The Assistant Coroner concluded that the Deceased died of complications resulting from scalds.

F (on behalf of the Estate of Baby C) v NHS Trust

Practice Area: Clinical Negligence

Oliver acted for the Claimant(s), the mother of a new born baby, which involved a claim both on behalf of the Claimant and on behalf of the Estate of Baby C.

Baby C's delivery was negligently delayed, causing them to suffer from extensive neurological injury and, tragically, death.

It was admitted by the Defendant that, had Baby C been delivered sooner, they would have survived and avoided all neurological injury.

Oliver advised on quantum and case strategy.

The claim(s) settled for multi-track value.

P v G

Practice Area: Personal Injury

Oliver acted for the Claimant, who was contracted to carry out plastering works at a building site, when he fell through a rotten plank of wood between scaffolding towers, suffering from multiple traumatic injuries as a result.

The claim settled for £150k gross of CRU.

Oliver Carr represents GP as an Interested Person at inquest into death of her patient

Practice Area: Inquest

The Family of the Deceased, who was 81 years old at the time of his death, raised concerns in relation to his alleged late referral to hospital prior to his death.

Oliver secured a short form conclusion that the Deceased died by way of natural causes.

The Coroner specifically noted that there were no missed opportunities on the part of Oliver's GP client and, further, a lack of any earlier referral was not a contributing factor to his death.

M v NHS Trust

Practice Area: Clinical Negligence

Oliver acted for the Claimant, advising on quantum and drafting the schedule of loss for a lady in her mid-20s who, during the course of surgery which was carried out as a result of her having a suspected ectopic pregnancy, she suffered the negligent removal of her ovary. The Claimant later suffered a spontaneous miscarriage, which the Defendant admitted was spontaneously contributed to by the trauma associated with the removal of the Claimant's ovary.

The claim settled for multi-track value.

Oliver Carr represents Family at the Inquest into the Death of a 33 year old Father Crushed by Lift whilst at Work

Practice Area: Inquest

Over the course of a multi-day inquest at Rochdale Coroner's Court, the Coroner concluded that Mr Sandy Noble, who was working as an engineer's mate/labourer as part of lift refurbishment works at the Royal Oldham Hospital, died as a result of head and neck injuries after the lift collided with him.

The Coroner concluded that Mr Noble had pressed a defective stop button which should have had the effect of preventing lift movement. The button failed, leading to the lift system re-energising which enabled the lift to continue moving. This was found to have directly resulted in the impact which caused Mr Noble's death.

In her conclusion, Joanne Kearsley, Senior Coroner for Manchester North, noted the failure of safety measures which should have, in isolation, prevented the lift from being able to move.

W v S

Practice Area: Personal Injury

Oliver acted for the Claimant in this case, on which he advised in conference, advised as to quantum and drafted pleadings.

The case concerned events in relation to which the Defendant driver pleaded guilty to an offence contrary to s. 47 of the Offences Against the Person Act in the criminal courts.

The Claimant was partially leaning into the Defendant driver's stationary vehicle when he suddenly began to drive. The Claimant was dragged alongside the moving vehicle, during the course of which she became unconscious, suffering from multiple injuries as a result. The claim settled for multi-track

Oliver Carr appeared for the family at an inquest into the tragic death of a 16 year old in a road traffic collision.

Practice Area: Inquest

The deceased was riding a motorcycle when he was dislodged upon a collision with another vehicle.

The Assistant Coroner noted the sad and tragic circumstances in which the deceased lost his life and extended his thanks to the legal team representing the deceased for their assistance at the inquest.

Oliver Carr secures finding of Fundamental Dishonesty

Practice Area: Personal Injury

Oliver Carr represented a local authority in proceedings brought against it by a Claimant who alleged that he had injured his elbow and back when he slipped on a churchyard pathway.

The Claimant's evidence was that he was unable to play golf for three weeks post-accident and that, after an attempt to play caused him too much pain and discomfort, he altogether avoided playing golf for around one year.

The Defendant obtained evidence which demonstrated that the Claimant had posted on his social media account photographs of him playing golf on a nationally famous course and commenting that he had "nailed a drive" within one week of his alleged accident. The evidence demonstrated that the Claimant had continued to play golf (including at times at competition level) consistently over a year following the accident. The Claimant was served with this evidence, as well as a letter reserving the Defendant's right to allege Fundamental Dishonesty. He discontinued his claim thereafter.

Oliver advised after the Claimant's discontinuance in relation to prospects and case strategy, assisting the Defendant in preparing and attending an application which was made pursuant to Paragraph 12.4 (c) of PD 44 for the Court to list the discontinued claim for a final hearing in order to make a determination on the issue of Fundamental Dishonesty. The Defendant's application was successful.

Oliver attended a final hearing in the County Court at which the District Judge made a finding of Fundamental Dishonesty. The Court found that the Claimant had significantly exaggerated his injuries, and further that he had concealed both a previous back injury and a relevant previous claim from his medical experts.

The Claimant was ordered to pay the Defendant's costs of over £11,000 on an enforceable basis.

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