

# Paul Stewart

## Further information

### Appointments

- Employment Judge – London Central Employment Tribunal
- As well as being a barrister in England, Paul has been called to the Bar of Northern Ireland where he has appeared in the Industrial Tribunal.

### Memberships

- Action against Medical Accidents (AvMA)
- Association of Personal Injury Lawyers (APIL)
- Industrial Law Society
- Employment Lawyers Association
- Medico-Legal Society

### Interests

Paul plays cricket (still) even to the extent of representing the Bar of England and Wales in the Lawyers Cricket World Cup in Barbados and of appearing for another English team in the same competition in Brisbane in 2015-16.

## Employment & Discrimination

### Employment & discrimination

Paul acts both for employees and employers. He has particular experience of disputes in schools and universities, in fire stations, in local authorities and in banks.

### Significant recent cases have included:

Advising a University lecturer and appearing for him in a successful internal appeal against a proposal to dismiss him for failing to obtain Major Review, an academic species of probation.

Appearing in a Tribunal for 56 claimants seeking to add as a respondent to their claims of unfair dismissal against the Administrator of Nortel, a telecommunications company, those companies that had purchased elements of the Nortel business from the Administrator in the pre-pack administration of the business.

Reported cases have included:



**Year of Call: 1975**

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Chapman v Simon [1994] IRLR 124 CA  
Hughes v London Borough of Greenwich [1994] AC 170  
Owusu v London Fire and Civil Defence Authority [1995]  
IRLR 574  
B v A and C UKEAT/0505/07/JOJ

### **Related publications**

References, a cautionary tale (Roundup June 2011)  
Indirect Discrimination – Statistical Evidence – CA Guidelines  
– Home Office (UK Border Agency) v Essop and others [2015]  
EWCA Civ 609  
Indirect Discrimination – Statistical Evidence – CA Guidelines  
– Home Office (UK Border Agency) v Essop and others [2015]  
EWCA Civ 609 (Roundup July 2015)

### **Clinical Negligence**

Paul has experience of clinical negligence claims arising from most medical treatments, whether surgical or medical. These include injuries sustained at birth by mother or child and injuries that result in death or serious disability. And the value of claims he has successfully pursued range from the relatively small to multi-millions. Almost all clinical negligence claims require the input of medical experts and Paul is well versed in making sure that experts and judges understand each other.

Recent cases Paul has advised upon include leg weakness following spinal surgery, the failure of GPs and hospital doctors to diagnose appendicitis in time to avoid the death of a patient, brain injury sustained by a confused patient falling off a trolley in A & E, the failure of a hospital to suspect and diagnose thrombosis in the leg of a patient who had returned from holiday by air with her leg in plaster, the negligent prescribing of benzodiazepines, negligence during total knee replacement surgery and foot weakness following the surgical removal of a ganglion.

### **Personal Injury**

Paul has been involved on both sides of claims for personal injury over the years, whether the injury arose in the workplace, in the home, on holiday or whilst travelling.

Recent cases Paul has advised upon include serious injury and death resulting from road traffic accidents, the development of asbestosis from exposure to asbestosis when installing and maintaining car spray booths in garages, whiplash and post-concussive syndrome resulting from a knock to the head.

