

A favourite of defendant solicitors and insurers who brings a wealth of knowledge to a variety of personal injury claims.

Chambers and Partners 2016



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## Andrew Peebles

Called in 1987 +44 (0)20 7583 9241

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Andrew Peebles specialises in disciplinary, commercial and personal injury work.



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## Disciplinary

Andrew has experience of appearing on behalf of professional bodies. In the course of Solicitors' disciplinary work Andrew has appeared for the Law Society on a number of occasions and represented the Architects Registration Board.

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### Location

Farrar's Building,  
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### Contact Us

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# Personal Injury

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Andrew has an established practice in personal injuries cases, acting for both claimants and defendants, including fatal accidents and catastrophic injury. Andrew has been instructed in cases including a diverse range of medical issues from brain injury, through chronic pain to more esoteric complaints (LHON, genetic ophthalmology), and the usual orthopaedic injuries.

His caseload covers a broad spectrum in both complexity and value, road traffic accidents, employer's liability, multi-party litigation, catastrophic injury claims, fatal accident claims, occupational disease claims, leisure sport claims, claims arising out of occupiers liability and defective housing, highway related claims. He is confident in complex legal liability disputes as well as settling quantum only claims at JSMs.

# Commercial

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Andrew has experience of acting in a range of general commercial claims. Examples are:

- A claim related to lease of a fleet of trucks which were said to be of unsatisfactory quality due to poor fuel performance (with exclusion clauses);
- whether a director or an insolvent company were liable on contracts for sales of vintage guitars to a collector;
- claim for recovery of monies under a settlement under an agreement with a minor (penalty clause argument);
- Particulars of Claim and application for injunctive relief against a group of employees leaving to set up competing business using ex-employers information (undertakings given)

# Notable Cases

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## Bell v Ditzel (2016)

The case was heard within the context of the passing of a recent law on the applicability of skiing regulations. In his findings the judge covered in detail the applicability of the relevant law and a thorough legal examination of sporting duty in the context of the new regulations.

## Pye v Coca Cola (2016)

The facts involved an accident in a bottling plant involving a robot run by an on-board computer. The robot suffered a glitch and the computer engineer went into the safe enclosure to repair it, which should have triggered the shut-down of the robot but when the engineer pressed the relevant button a large piece of the robot fell on him. It was found that the Italian manufacturer had written software that interrupted the safety software. A claim was issued against Coca Cola who owned the bottling plant who sued the manufacturer who had brought in the software who in turn sued the safety auditors.

## Junior Bennett v (1) London & Regent Construction LTD (2) Clinton Yard (t/a CY Builders) (3) Hayden Chittell (2016)

The first and third defendants, represented by Andrew, applied to strike out a claim for damages for personal injury. It was held that it was appropriate to strike out a claim where proceedings had not been issued until the last minute and no proper attempt had been made to advance the case or to prosecute it properly in accordance with the CPR. The application was granted.

## Law Society v (1) Michael John Elsdon (2) Marianne Josephine Jane Elsdon (3) Sai-Donne Ltd (2015) [2015] EWHC 1326 (Ch)

The applicants applied for the withdrawal of the respondent Law Society's intervention into their practice. The application to withdraw the Law Society's

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intervention was refused as the risks attached to withdrawing it outweighed those of continuing it. Andrew represented the Law Society.

#### Jose de Vasconcelos v William Cooper (2014) [2014] EWHC 2290 (QB)

Andrew was acting on behalf of the Respondent, An application to vacate a trial date of a personal injury claim brought by an airline pilot while his application for a European aviation medical certificate remained outstanding was refused as the trial judge would be able to assess the likelihood of the certificate being granted based on expert medical evidence. The respondent's application granted.

#### Ali Gaith v Indesit Co UK Ltd (2012) [2012] EWCA Civ 642

Acting on behalf of Indesit in a claim for personal injury by an employee.

#### Vranicki v Architects Registration Board (2007) [2007] EWHC 506 (Admin)

Andrew was acting for the Architects Registration Board in an appeal against the board's decision to find an architect who had not provided her clients with adequate contractual protection with building contractors and who did not administer a building project properly was guilty of serious professional misconduct. The appeal was dismissed.

#### Rose v Dodd ICR 1776 (2005)

Court of Appeal: Intervention in a firm of solicitors does not effect not automatic termination of contracts of employment of the employees of the firm.

#### Anal Sheikh v Law Society (2005)

High Court: Intervention set aside on application by solicitor. Court of Appeal: Pending.

#### Hatton v Hopkins (2005)

High Court: Appeal against costs decision refusing a late application under s.11 of the Access to Justice Act 1999 for determination of costs against a protected party. A beneficiary was not entitled to wait until all possible costs orders in proceedings between him and the protected party had been made before applying.

#### Magus v Rush (2004)

Interim injunctive relief granted against employees setting up in competition, protecting client connection but not in the form of a straight non-competition injunction.

#### Fytche v Wincanton (2003)

First instance appeal against judgment holding employer liable for frost bite to driver due to hole in boot after clearing snow away from truck under the Manual Handling Regulations. Appeal succeeded. Cross Appeal under the PUWER dismissed (the case went to House of Lords).

If you would like to instruct Andrew Peebles or would like help or advice in doing so, please call and talk to our excellent clerking team, led by senior clerk Alan Kilbey MBE. Our phone number is +44 (0)20 7583 9241. Alternatively, please email us at [chambers@farrarsbuilding.co.uk](mailto:chambers@farrarsbuilding.co.uk)

For more information about our clerking team, please [click here](#) for the clerks page.

## Appointments & Memberships

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- London Commercial & Common Law Bar Association
- Personal Injuries Bar Association
- Employment Law Bar Association
- Sports Law

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## Education & Qualifications

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- Dip Law, City University
- MA, Magdalene College, Cambridge
- BA English Literature, Magdalene College, Cambridge
- Bradfield College, Berkshire

## Directory Quotes

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Andrew Peebles is listed as a leading personal injury junior in Chambers & Partners.

Regularly instructed to act on behalf of defendants, as well as several claimants, in a range of personal injury matters. He is particularly experienced in the handling of claims arising from sports-related accidents and RTAs.

*“Charming and approachable.” “He gives very thorough advice, is able to deal with complex matters in a very straightforward manner and takes a firm approach when needed.”*

**Chambers UK 2019**

A favourite of defendant solicitors and insurers who brings a wealth of knowledge to a variety of personal injury claims. He is frequently instructed to deal with sports injuries, highways claims, and accidents where the client has been injured abroad or is a foreign national.

Strengths: *“He does not hold back in putting his client’s case forward.”*

Recent work: Instructed in *Whitehead v Bruce & Others*, where three drivers had a part to play in a serious RTA.

**Chambers UK**



## Personal Interests

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In his spare time Andrew likes to travel and go fishing.

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