

Lisa Henderson KC (Scot) FCIArb

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Lisa is dual qualified. She was called to the Scottish Bar in 1995 before being appointed Queen's Counsel in September 2016. She was later called to the Bar in England and Wales in 2019. She is a Fellow of the Chartered Institute of Arbitrators and is an Ambassador for the Scottish Arbitration Centre in Edinburgh.

She specialises in clinical negligence and personal injury litigation. She is instructed in a wide range of complex and high value catastrophic injury claims including spinal injury, brain injury and amputation. She has considerable experience in claims involving brain injury at birth.

Lisa is listed as band 1 and a leading silk for both personal injury and clinical negligence in the Legal 500 and band 1 for personal injury and clinical negligence in Chambers and Partners.

She is regularly invited to chair and present at conferences

Courts and Tribunal Experience

Lisa appears in the Court of Session in Scotland, as well as the Royal Courts of Justice in London. She has appeared in the High Court in Scotland for both the Crown and the Defence. She has acted in fatal accident inquiries (inquests) and in criminal injury compensation claims. She has acted as senior counsel in an international arbitration. Lisa has ongoing experience in acting for a public body in a public inquiry.

Personal Injury and Clinical Negligence Law

Lisa has considerable experience in acting in the most serious of personal injury claims. She regularly acts for claimants in cases involving, cerebral palsy, spinal injury, catastrophic brain injury, psychiatric injury and amputation. She is also instructed for defendants in similar cases. She has acted in numerous multi-million-pound settlements over the years.

In personal injury, a very high percentage of cases settle out of court. Many of these high value cases regularly involve children or incapacitated adults. The details of these cases are confidential. It would not be appropriate to list the names of the cases or details of those settlements. The following are examples of reported cases in which Lisa has been involved in the past.

Noteable Cases

- **Moore v Campbell** [September 2017] [Ex tempore judgment of Lord Woolman (Court of Session)] Senior counsel for the pursuer. RTA in which there was head on collision on the wrong side of the road in which the defence claimed that oil on the road had caused loss of control. Judgement in favour of the pursuer.
- **KR v Lanarkshire Health Board** [2016] CSOH 133: Junior Counsel for the Pursuer: Clinical negligence case in which the child of the Pursuer had been diagnosed with cerebral palsy. Pursuer successful on the merits and reclaiming motion made by the defence, ultimately dropped.
- **CD v Lanarkshire Health Board** [2017] CSIH 30; [2015] CSOH 142. Clinical negligence. Junior Counsel for the Pursuer at the trial at first instance and thereafter, at the reclaiming motion made by the defence. C's birth was delayed by shoulder dystocia. He sustained a severe brachial plexus injury. The pursuer was successful in proving negligence at first instance. The defenders reclaimed, unsuccessfully.
- **Robin Donald and others v Ayrshire and Arran Health Board and others** [2013] CSOH 23: Clinical negligence. Junior Counsel for the Pursuer. Pursuer's wife died of DVT. The deceased's GP was found to have been negligent. Successful outcome for pursuers.
- **D's Parent and Guardian v Greater Glasgow Health Board** 2011 SLT 1137. Clinical negligence. Junior Counsel for the Pursuer. Liability admitted. Commented on with approval in **Helmut v Simon** 2012 UKPC 5. Child suffered severe spinal injury at birth and was rendered tetraplegic, cognitively impaired and ventilator dependent. He required 24 hour waking care at home. Structured settlement. Periodic payment order approved by Court.

Arbitration

Lisa was made a Fellow of the Chartered Institute of Arbitrators in 2019. She acted as senior counsel for the defendants in an international arbitration, seated in Scotland in 2019.

Criminal Injuries Compensation

Lisa acted as Junior Counsel in a CICA claim for an adopted child of a claimant with severe cerebral palsy in which the Authority made an award of £7.9 million.

Fatal Accident Inquiries

Lisa acted for the family in relation to the death of a young girl who received an overdose of radiotherapy.

Public Inquiries

Lisa is currently acting for a public body in a Public Inquiry

Accreditations

She is ranked Band 1 in the Chambers and Partners 2023 UK Bar guide for both clinical negligence and personal injury:

"Lisa is an extremely experienced and capable advocate."

"She has an excellent grasp of the complexities that arise in cases."

"Lisa has a wonderful manner with clients."

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