

Jane Mishcon

Call year: 1979

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Jane's principal area of practice is clinical negligence. She is instructed on behalf of both Claimants and Defendants. Many of her cases are high value obstetric cases, but she deals with cases involving most clinical specialties.

She is ranked as a Leading Junior in both Legal 500 and Chambers UK. She also represents clinical practitioners at disciplinary hearings and practises in the fields of solicitors' negligence (mostly financial matrimonial cases) and personal injury. She has chaired nine Independent Inquiries into homicides by psychiatric patients.

Practice Profile

Clinical Negligence

Clinical Negligence is Jane's main area of practice. Many of her cases are high value obstetric cases but she deals with cases covering a very wide spectrum of clinical specialties. She is instructed on behalf of both Claimants and Defendants and is ranked as a leading junior in both Legal 500 and Chambers UK.

Regulatory & Disciplinary

Jane is instructed to represent healthcare professionals at regulatory and disciplinary hearings in both the GMC and GOC.

Personal Injury

Most of Jane's personal injury work is on behalf of Claimants. She has dealt with cases arising out of all kinds of accidents including accidents at work, sailing accidents, road traffic accidents and tripping accidents.

Professional Negligence

Jane is instructed mostly on behalf of the Defendant in solicitors' negligence cases mainly involving matters arising out of financial matrimonial cases.

Mediation

Jane is an accredited Mediator and has acted both as mediator and also as Counsel in several solicitors' negligence mediations.

Other

Jane has chaired nine Independent Inquiries into homicides by psychiatric patients.

Further Information

Year of call: 1979

Specialist areas: clinical negligence, regulatory and disciplinary work, personal injury, solicitors' negligence.

Education: BA (Hons) English Language & Literature. MA. Lady Margaret Hall, Oxford.

ADR: ADR Chambers Mediator (2003)

Committees: Panel Member of Bar Disciplinary Tribunal

Recent cases

MB v St Mary's NHS Trust [2007] Cerebral palsy case settled for 4.47 million. Acting on behalf of Claimant.

Ndri v Moorfields Eye Hospital NHS Trust: [2006] All ER (D) 335 (24 November 2006) (Successful defence of claim where COSHH Regulations invoked by Claimant in relation to infection following corneal transplant)

Farraj v King's Healthcare NHS Trust v Cytogenic DNA Services Ltd (Third Party) [2006] EWHC 1228 (QB); (2006) 2 FCR 804; (2006) 90 BMLR (Preliminary Issue: Whether Third Party owed duty of care to Claimant in 'wrongful birth' claim)

Peet v Mid-Kent Healthcare Trust [2002] 1 WLR 210; [2002] Lloyds Rep Med 33; The Times Law Reports [2001] 639; 19.11.01. CA (No unilateral access to joint expert. Observations on practice relating to joint quantum experts)

Re R-B: [2000] Lloyds Rep Med 87. CA (Sterilisation of adult male Downs Syndrome sufferer)

Oates v. Hart Reade [1999] Lloyds Rep PN 215; [1999] PNLR 763 (Solicitor's negligence. Application of S.11 of Limitation Act 1980)

Clarke v. South Yorkshire Transport Ltd [1998] PIQR 104 CA (Personal injury - quantum of damages. Multiple injuries)

Woodward v. Wolfertans (a firm) [1997] NPC 51; The Times Law Reports 1997 p. 189 (Solicitor's duty of care to third party mortgagor)

McAllister v. Lewisham & North Southwark H.A. and Others [1994] 5 Med LR 343 (Informed consent - Bolam Test - Causation)

Publications and lectures

I have chaired 9 Independent Inquiries into homicides by psychiatric patients and written reports commissioned by various Health Authorities of the Inquiry Panel's findings and recommendations

Independent Inquiry Reports into homicides by:

Kenneth Grey (1995)

Frank Hampshire (1996)

Paul Smith (1997)

Doris Walsh (1997)

Daniel Joseph (2000)

DN (2002)

GM (2005)

PS (2006)

Peter Bryan (2009)

What others say

"Jane Mishcon, who is credited for bringing 'a supportive and pragmatic approach' when acting for both claimants and defendants." *Chambers UK 2010*

"Jane Mishcon has settled some extremely challenging high-value cases in recent months. 'Forensically fantastic,' she is 'completely committed and has the patience of a saint in trying situations'." *Chamber UK 2009*

"Jane Mishcon is admired for her "down-to-earth" demeanour" *Chambers UK 2008*

"Giving further weight to an already strong junior team, we also recommend Jane Mishcon, considered 'modest but brilliant' and 'a great negotiator who is seriously undersold'" *The Legal 500 2007*

"Jane Mishcon has a "modern and sympathetic approach to clients." Her speciality is high-value obstetric claims." *Chambers UK 2007*

