



Daniel Clarke

Year of call	Email
2005	daniel.clarke@outertemple.com

Dan Clarke practises in personal injury. He has a particular specialism in cases with an international element, including claims raising conflicts of law and jurisdictional issues. He also has experience of acting in claims in other jurisdictions including in the Privy Council and in Jersey. He undertakes clinical negligence work for both claimants and defendants and receives regular instructions from NHS Trusts. His practice includes industrial disease, historic sex abuse, RTAs, and employers' liability.

He is an accredited mediator.

Publications

Books:

- Contributor to *APIL Guide to Accidents Abroad* (Jordans, Jul 2018)

Articles:

- RE v Calderdale & Huddersfield NHSFT (Journal of Patient Safety and Risk Management, Jan 2018)
- Reform of the Gateways for Service Out (LexisNexis, Apr 2017)
- Joining a Foreign Tortfeasor to an Odenbreit Claim (Jordans, Jul 2015)
- The Limitations of Odenbreit (Jordans, Jun 2015)
- The Brussels I Regulation Recast (Jordans, Nov 2014)
- QOCS and Third Party Claims (Jordans, Aug 2014)

London

Outer Temple Chambers
The Outer Temple
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Abu Dhabi

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Dubai

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Personal Injury

Cases

LXC (QBD)

Acted for victim of child sex abuse in 1970s against estate of perpetrator (settled for £300,000).

KDR

Acted for woman left with permanent foot pain following RTA (settled for £550,000).

MA

Employer's liability claim arising from fall down stairs (settled for £600,000).

MX (QBD)

Acted for victim of child sex abuse in 1970s and 1980s (settled at mediation for £100,000).

HH (QBD)

Acted for Trust in claim by psychiatrist against employer for head injury caused by assault by patient with iron bar.

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Clinical Negligence

Cases

HW and ors (QBD)

Acted for family in Fatal Accident Act claim arising from negligent treatment of a man's heart condition about 15 years earlier (settled for £160,000).

SN (QBD)

Acted for Trust in claim arising from alleged failure to diagnose and treat cauda equina syndrome (settled for £150,000).

TE (QBD)

Acted for Trust in clinical negligence claim by family of woman who died suddenly aged 43 from undifferentiated connective tissue disorder.

CB

Acted in Fatal Accidents Act claim for widow of patient who died following failure to diagnose kidney tumour (settled for £75,000).

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International Injury & Travel

Cases

Brownlie v FS Cairo (Nile Plaza) LLC (*Brownlie No.2*)

Acted for Lady Brownlie in *Brownlie No. 2* before the Court of Appeal (led by [Sarah Crowther QC](#)).

MD v LH

Claim on behalf of Polish man who suffered catastrophic injuries in head-on car crash in England (led by [Sarah Crowther QC](#)).

MW and DW v Thomas Cook and ors (QBD)

Large head injury claim by couple whose minibus turned over on a motorway while on honeymoon in Mexico (junior).

BH v AIG Europe

Acted for man who broke his neck bungee trampolining on a work "away day" in Belgium.

Noble Caledonia v Air Niugini

Acted in claim by tour operator against airline for 43 cancelled cruises caused by late arrival of flight (settled at mediation in Singapore).

JH v Qatar Airways

Claim under Montreal Convention on behalf of passenger on flight from Qatar to South Africa bitten by spider.

Tourmajor v Mirachoro

Acted for tour operator in successful claim for indemnity of £220,000 against Portuguese hotel following payout to a Scottish claimant.

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Other

Cases

Hall v Maritek [2015] UKPC 23

Appeal to Privy Council from Bahamas in claim for sale of land worth US\$11m (junior).

Anguilla Business Services Ltd v St Kitts Scenic Railway Ltd

Claim in Eastern Caribbean Supreme Court against company directors for US\$3m (junior).

Re Fleetlite [2011] EWHC 3484

Acted for liquidator in claim for £1m against directors of construction company (junior).

Giste v R

Acted pro bono in appeal to Privy Council from Bahamas in capital murder case (junior).

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Appointments & Memberships

- Accredited Mediator (CEDR)
- PEOFIL
- PIBA

Formerly:

- Judicial Assistant, Court of Appeal (2008)
- Tutor (Criminal Law), UCL (2004 – 2005)
- Research Assistant, Centre for Socio-Legal Studies, University of Oxford (2003 and 2004)
- Research Assistant, Law Commission (2002 – 2003)

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Awards

- Prince of Wales Scholarship, Gray's Inn
- CS en Droit Français, Université de Panthéon-Assas (Paris II)
- LLB 1st (Law with French Law), University College London
- BCL, University of Oxford

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Languages

- French

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Recommendations



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Testimonials

“He is approachable, amenable, thorough and knowledgeable – utterly cool, calm and collected in high-pressure situations.” **Travel, Legal 500 2021**

“Has a quietly effective style and adopts a pragmatic and collaborative approach.” **Personal Injury, Legal 500 2021**

“He is very good on his feet in court and has a good rapport with the judges. He also provides very clear written advice and is very approachable.” **Travel, Chambers and Partners 2021**

“He is extremely knowledgeable, very patient and has very good attention to detail. He is very approachable but entirely professional in his work.” **Travel, Chambers and Partners 2020**

“Very intelligent and personable.” **Travel, Chambers and Partners 2020**

“He is always helpful in discussing the merits of a claim in a friendly, yet professional, manner.” **Personal Injury, Legal 500 2020**

“He is exceptional on cross-border personal injury claims.” **Travel, Legal 500 2020**

“Daniel is quick to respond and excellent on French claims.” **Travel, Chambers & Partners 2019**

“He’s very personable and very good with clients. He understands the issues in a particular case, is very good in court and also provides very clear advice.” **Travel, Chambers & Partners 2019**

“He is very pragmatic and highly intellectual.” **Travel, Chambers & Partners 2019**

“He is great at dealing with vulnerable clients.” **Travel, Legal 500 2019**

“An experienced practitioner in travel claims with an especially good manner with minors. His knowledge of French is also a bonus.” **Travel, Chambers & Partners 2018**

“His advice is very precise, he’s good on his feet and he’s very down-to-earth.” **Travel, Chambers & Partners 2018**

“He gets into the detail and takes a quiet, considered approach.” **Travel, Legal 500 2017**

“Particularly noted for cases with an international element.” **Personal Injury, Legal 500 2017**

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“He gives difficult advice very openly and honestly, and is capable of spotting tricky issues.” **Travel, Chambers & Partners 2017**

“Daniel is an experienced practitioner in travel claims and has an especially good manner with minors.” **Travel, Chambers & Partners 2017**

“Daniel is always just an e-mail away and you can have a sensible discussion around the case.” **Travel, Chambers & Partners 2017**

“His strengths are his eye for detail, coupled with a calm, relaxed approach.” **Personal Injury, Legal 500 2016**

“Very personable and good with clients.” **Personal Injury, Legal 500 2015**

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