



# Thomas Evans

**Year of Call:** 2010

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## Personal Injury

During pupillage at 3PB, Tom received comprehensive training in clinical negligence and personal injury under the guidance of Hamish Dunlop.

He now enjoys an ever-growing practice in both PI and clinical negligence. Tom has a particular strength in advocacy and is instructed in a range of court hearings including county court trials, civil application hearings and case management. He acts for claimants and defendants across the spectrum of personal injury litigation.

Tom has a particular specialism in claims involving allegations of fraud. In the criminal jurisdiction he has had conduct of complex cases including the prosecution of a multi-handed allegation of cheating the public revenue where it was alleged the defendants had committed a £3.2 million fraud over 10 years. Tom is able to apply the rigorous scrutiny required in such cases to allegations of fraud within the civil jurisdiction.

Tom is regularly instructed to advise on liability and quantum and to settle pleadings where necessary. Where appropriate, he will accept instructions under a CFA agreement.

In addition to his own developing practice, Tom has worked closely with one of the largest ATE insurers in the UK, assessing the merits of a multitude of cases concerning areas such as clinical negligence, breach of confidence, asbestosis, occupiers' liability and accidents at work.

### Recent cases:

#### RTA and Credit Hire

- M v S and Others: multi-party dispute consisting of substantial credit hire claim. Claim in excess of £25k.
- W v H: Claimant suffered a fractured right leg which on balance would lead to post-traumatic osteoarthritis. Claim in excess of £25k.
- H v R: Physical and psychological injuries prevented the Claimant from continuing a promising swimming career. Claim in excess of £15k.
- Z v P: Chronic pain associated with accident related Post-Traumatic Stress Disorder. Claim in excess of £50k.
- W v D: Claim involving allegation of LVI. Claimant found to have been dishonest but not fundamentally dishonest and therefore QOCS protection was retained.
- K v K & Another: Allegations of fraudulent inception of insurance policy. Case linked to multiple separate claims. Significant credit hire element.

#### Employer's Liability

- D v R A W Ltd: Claimant suffered significant injuries after falling through an obscured skylight.
- F v ACS: Claimant injured while installing solar panelling.
- B v A: Claimant sustained a compound fracture to his little finger when a 21kg pump fell onto his right hand.
- B v Capita PLC & Another: Claimant injured when slipping on black ice.

### **Occupier's Liability**

- M v TPI: Claim against a public house which had left a trap door open resulting in a member of the public falling.
- F v TBC: Claimant suffered a fractured wrist after falling on an overly polished dance floor.

### **Package Holidays**

- K v L: Claimant suffered a significant back injury after slipping in a pool of water positioned at the top of a set of stairs while on holiday in Morocco.

### **Animals Act**

- E v K: Claimant injured after being kicked by the Defendant's horse.

## **Recommendations**

Thomas Evans boasts impressive experience acting as lead counsel in criminal proceedings and appearing in the Court of Appeal. His practice covers organised crime, charges of homicide, GBH and arson.

Strengths: "He is able to quickly grasp complex technological information and detail." "Thomas's advocacy skills are excellent."

### **Chambers UK 2024/**Crime/Western Bar

Strengths: "He is a very skilled advocate and cerebral counsel."

"Thomas is an extremely accomplished, knowledgeable and hard-working barrister who goes over and above in case preparation."

"Thomas is a rising star. He is bright, tenacious and very effective in court."

### **Chambers UK 2023/**Crime/Western Bar

Thomas Evans boasts impressive experience acting as lead counsel in criminal proceedings and appearing in the Court of Appeal. He handles a wide range of cases, including those relating to charges of homicide, GBH and arson.

Strengths: "His eloquence in court captivates the jury."

Recent work: Appeared on behalf of a defendant charged with causing death by careless driving.

### **Chambers UK 2022/**Crime/Western Bar

'demonstrates an agility of mind and perspicacity possessed by very few indeed'.

'He has masses of common sense and gets to the nub of cases very quickly. He is highly intelligent, a very effective advocate, and judges like him.'

### **Legal 500 2024/**Crime (General and Fraud)/Leading Junior/ Western Circuit

'A dedicated advocate who is well liked by clients.'

### **Legal 500 2023/**Crime (General and Fraud)/Leading Junior/Western Circuit

'A forceful, hard-working, tactically astute advocate.'

## Legal 500 2022/Crime (General and Fraud)/Leading Junior/Western Circuit

'Tom is always well-prepared and on top of his brief. He has clearly thought about it in detail. His speeches are assured and well-constructed. He is calm, measured and conspicuously good at his job for his level of call. He engenders confidence in the trial judge, jury, client and opponents alike. A very good and talented barrister.'

## Legal 500 2021/Crime

*"Mr Evans came to 'his fore' when cross-examining the defendant. I have been party to many a prosecution cross-examination, but his delivery and attention to detail was the best I have ever witnessed, it was clever and directed at the appropriate level. I was most impressed that the defence barrister was to comment that the cross-examination was "forensic and exact". His direct cross-examination ultimately caused the defendant to enter a "guilty" plea mid-way through his evidence."*

### **CPS court case - Officer in the case.**

*"Just a quick letter to say thank you for the result we had in court. The barrister you gave me was brilliant and couldn't have done better. Please tell Mr Evans I said thank you, his final speech was amazing with great attention to detail."* **Lay client acquitted of s.18 GBH to instructing solicitor.**

*"Tom - I just wanted to say thank you for all your efforts.*

*I have always found the law fascinating. My grandmother was one of the first female Magistrates, my grandfather, father and brother are all lawyers. So I have always been surrounded in the language of the law and during many lunches and suppers we would debate the meaning of certain words.*

*Yesterday was a fantastic example of a Barrister using diplomacy and tenacity in equal measure to make your point in regards to the substantive / significant point of law. It will no doubt become an incidental footnote in just another legal brief - but it was an important matter that needed to be brought to the courts attention and one which you made eloquently and resolutely.*

*Your job must be incredibly rewarding when the court makes a decision that both the prosecution and defence believe to be best for all parties. I believed we reached that equilibrium yesterday and I will always be indebted to you for helping the judge reach that decision."*

**Lay client who narrowly avoided an immediate sentence of imprisonment following his guilty pleas to two counts of causing serious injury by dangerous driving.**

## Academic qualifications

- BVC, College of Law - Very Competent
- GDL, College of Law - Commendation
- BA (Hons) History, University of Sussex - 2.1
- Winner of the 2010 College of Law BVC Mooting Competition
- Winner of the 2010 Inter-Varsity Mooting Competition

## Professional qualifications & appointments

- Serious Crime panel
- CPS Grade 3 Prosecutor
- Former member of the Treasury Solicitors' Junior Junior Panel