

JONATHAN DE ROHAN

Call 1989

Get in touch

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Practice Overview

Jonathan is highly valued by professional, insurer and lay clients alike; praised for being “meticulous ... combining first class paper work with excellent advocacy” with “skills in a variety of legal disciplines”, as having “a very strong commercial understanding client’s needs” and being “very approachable” demonstrating a “can do attitude”.

He specialises in injury, damage and insurance-related work. He is instructed in professional negligence, product liability and travel-related claims involving jurisdiction and choice of laws issues. He acts principally for defendants and for insurers in subrogated recovery claims and also has a modest but important claimant practice. He regularly pleads and appears against leading counsel. He is qualified to accept instructions directly from the public and does so via 2tg’s website and *myBarrister*. He regularly attends and presents seminars across Chambers core areas. He is an accredited mediator across all civil disputes.

Clinical Negligence

Notable Cases

Duce v WAH NHS Trust – Birmingham CC trial, judgment reserved – gynaecology/lack of informed consent to surgical procedure. Instructed for the Claimant.

Hammond v PAH NHS Trust – Successful claim for negligent varicose vein procedure causing tendon severance.

Reading v Direct Healthcare International – Acted for defendant. Applicable laws/jurisdiction/causation issues arising out of negligent liposuction procedure in Belgium.

Practice areas

Clinical Negligence
Insurance & Reinsurance
Personal Injury
Product Liability
Professional Negligence
Property Damage
Sport

Memberships

LawInSport
BASL
PIBA
PNBA
LCLCBA
Bar Sports Law Group
Anglo-Australasian Lawyers’ Society
Melbourne and Marylebone Cricket Clubs
UK “Alumni” of Mallesons Stephen Jacques Solicitors

Qualifications

BA (Hons) Business Economics
Graduate Diploma in Law
Trained Mediator
ECB Lever 2 Cricket Coach

Education

University of Westminster
University of Reading
Inns of Court School of Law
Regents College



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Insurance & Reinsurance

Jonathan regularly advises on all aspects of insurance law including coverage issues, policy construction, misrepresentation, non-disclosure, breach of warranty, estoppel, waiver, reservation of rights, double insurance and fraud. He also has particular expertise in motor insurance, including claims against the MIB.

Current and Recent Work

Abbeyfield v Epping Council TCC – Range of construction and factual issues including contribution/double insurance, notification, avoidance, waiver & estoppel.

Kotsanas v Insurance Corporation of Channel Islands – Successful defence of claim arising over fraudulent presentation of insurance outlay cheque.

Personal Injury

Jonathan has a well-established practice in serious head and spinal injury cases. He is experienced in the fields of employer's liability and occupational health particularly ergonomics, mesothelioma and asbestosis, WRULD/VWF, deafness, stress, bullying and harassment. He appears at inquests and has invaluable jury experience prosecuting criminal cases at the Old Bailey and Snaresbrook Crown Court. He has a sound understanding of disciplinary tribunals and adjudicated on the full range of Bar Disciplinary Panels for a decade.

Current and Recent Work

Healey v Acromas/Saga & (TP) Hotel – defence/third party claim of operator and Montenegrin hotel in holiday/travel regulations claim. Instructed by Weightmans

Telfer v Go Ahead Group/Southern Railway – Defence of train driver WRULD/ergonomics claim. Instructed by Hill Dickinson & Travelers.

Walker v Saipem – Instructed by Stephenson Harwood on behalf of seriously injured oil rig worker injured in catastrophic 25 m fall.

M v MIB QBD – Patient settlement in catastrophic claim. Representation and Court of Protection issues. Instructed by Greenwoods.

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Steadman v Go Ahead Group/Southern Railway – successful defence of train driver WRULD/ ergonomics claim. Instructed by Hill Dickinson & Travelers.

Jones v Lafarge Aggregates – Successful defence of VWF claim at trial on causation.

Moss v Lafarge aggregates – Successful defence of industrial deafness claim at trial on limitation/date of knowledge.

Green v Deutsche Bank Group EWHC 1898 (QBD) – Pleaded successful high value bullying and harassment Claim. Instructed by Thomas Cooper & Stibbard for the claimant.

Professional Negligence

Jonathan's clinical practice encompasses failures of consent, and of treatment arising out of elective sterilisation, varicose vein and cosmetic procedures. His non-medical caseload has comprised solicitors, insurance brokers, surveyors and other construction professionals, where his background in property law has proved invaluable. He has a sound understanding of disciplinary tribunals.

Current and Recent Work

Duce v WAH NHS Trust – Birmingham CC trial, judgment reserved – gynaecology/lack of informed consent to surgical procedure. Instructed for the Claimant.

Hammond v PAH NHS Trust – Successful claim for negligent varicose vein procedure causing tendon severance.

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Product Liability

Jonathan has considerable expertise in disputes involving complex design, manufacture and engineering issues.

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Current and Recent Work

Army Parachute Association v. Paratec GmbH – TCC action involving the design of a tandem parachute system. Instructed by Kennedys Aviation.

Tobin v. Geminox & Wieland – TCC domestic fire claim (subrogated) involving the design and quality of French-manufactured hot water boiler incorporating German-made components. Instructed by Cozen O'Connor.

Property Damage

Jonathan has considerable expertise in claims involving complex engineering (including wind turbines), arboricultural and geotechnical issues, in particular claims relating to fires, floods, subsidence and construction plant.

Current and Recent Work

Hodgton v Horsham DC – significant nuisance/obstruction of watercourse/flooding claim. Instructed with Richard Allitt by public access claimant.

William Pear v London Borough of Lambeth TCC – Defence of major tree roots subsidence claim involving block of flat in south London. Instructed by Watmores/DWF.

Bachy Soletanche v Costain PLC TCC – £1.5m subrogated recovery claim for HSB in respect of destruction of Bauer mobile piling rig and business interruption of insured. Instructed by DAC.

Scott v Cheshire County Council – Successful tree roots subsidence claim for Beachcrofts.

Sport

Jonathan's busy sports law practice ranges from airborne activities, in particular all aspects of parachuting, to snow sports, motor sports, football, rugby, athletics, golf, cricket and racket sports. He frequently deals with injury claims which involve a difficult choice of defendant, the law of unincorporated associations, and the construction, interpretation and application of governing regulations (e.g. BPA, FA, IRB, ECB & CAA) on which he brings to bear his substantial experience as a disciplinary tribunal member. His cases often involve a combination of personal injury,

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employment, military on/off duty and insurance coverage issues, as well as equipment matters and product liability law. Jonathan is keen sports player and supporter, as well as an ECB Level 2 cricket coach.

Current and Recent Work

Army Parachute Association v Paratec GmbH – product liability contribution proceedings arising out of serious tandem canopy malfunction. Instructed Kennedys Aviation for claimant.

Biggall v Crombie – substantial loss of sponsorship earnings claim pursued by former world-class sprinter. Instructed by Beachcroft for the defendant.

Swinglehurst v SnowDome – important case as to the potential mandatory provision of wrist guards to beginner snowboarders. Instructed by Weightmans for the defendant, successfully defeating expert evidence on equipment issues.

Costello v Army Parachute Association – serious spinal injuries suffered by tandem parachute instructor following canopy malfunction. Action includes product liability issues. Instructed for defendant by Gates & Partners.

Simpson v Southlands School – serious eye injury suffered by potentially mismatched badminton player(s)

X v FC – facial injury suffered by spectator hit by football struck with force by player.

Hiam v APA– High Court claim in respect of catastrophic injuries sustained by a first-time parachutist on hard landing. Instructed with Neil Block QC for defendant.

Ward v Humphreys – collision claim arising out of extreme 'swooping' parachuting.

Moss v Bowland Forest Gliding Club – fatal claim arising out of winch cable malfunction on take-off during gliding lesson.

Eckersley v Ballooning Network– claim by a spectator hit by hot air balloon at charity event.

Mott v Headcorn Parachute Club – mid-air collision between experienced parachutists during aerial filming operations.

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