

Malcolm Duthie

Call: 1989

"Malcolm is excellent at pulling.....witnesses apart." "Malcolm is technically brilliant."

Chambers UK 2024 (Personal Injury)



Malcolm Duthie specialises in all aspects of high-value personal injury and clinical negligence litigation, involving catastrophic and serious injuries and those injuries resulting in death.

Malcolm is recognised as a leading senior junior and represents both Claimants and Defendants nationally.

Cases in which he has appeared are reported and referred to in textbooks as being cases of importance. He provides representation at Inquests.

Expertise

Personal Injury

Recognised as a leading senior junior in his field, Malcolm specialises in all aspects of high-value personal injury litigation involving catastrophic and serious injuries and those injuries resulting in death.

He represents both Claimants and Defendants in cases involving employer's and public liability, road traffic accidents (single or multiple collision and claims involving the MIB), accidents abroad, fatal accident claims and sporting accidents. He also appears at Inquests and CICA appeals.

He has substantial experience in catastrophic injury claims including head and brain injuries affecting adults and children; proceedings on behalf of children and protected parties; Mental Capacity Act issues; spinal injuries including paraplegia and tetraplegia; severe orthopaedic injuries (fractures and soft tissue); internal organ injuries; amputation of upper and/or lower limbs and digits; scarring, burns, electric shock and gross disfigurement; and psychiatric injury (both primary and secondary victim claims).

Cases also include rare but recognised conditions for example fibromyalgia, pain amplification and chronic fatigue syndromes, Munchausen's, conversion and functional neurological disorders and complications for example CRPS, MRSA, infections, compartment syndrome, vascular issues including DVT and occlusion.

Birmingham

103 Colmore Row
Birmingham
B3 3AG

DX: 16075 Fountain Court Birmingham
Telephone: +44 (0) 121 606 0500

London

Fifth Floor
7 Savoy Court
London WC2R 0EX

DX: 449 London Chancery Lane
Telephone: +44 (0) 207 420 7500

Bristol

30 Queen Square
Bristol
BS1 4ND

DX: 7838 Bristol
Tel: +44 (0) 117 917 8501

Malcolm is recognised as a leading junior in his field, cases in which he has appeared have been referred to in textbooks, and he has been successful in the Court of Appeal.

Professional recommendations appear below but examples of unsolicited communication directly from clients include:

“My husband and I are beyond delighted with the result and feel extremely grateful that our financial future is now safe. Your work in the negotiations was absolutely brilliant” (Subtle brain injury claim GBP 1.5m)

“a small token of immense appreciation for all of your help with regards Terry’s accident. You were an absolute star. Such a credit to your profession” (Claimant fell into vat of molten zinc).

Cases in which he has appeared are reported and referred to in textbooks (examples appear in brackets below) concerning employer’s (Milroy v BT [2015]) and public liability (Pace v Swansea CCC [2007]); road traffic accidents (single or multiple collision and claims involving the MIB) (Powell v Auden [2009]); Deighton v Collett [2016]); accidents abroad, fatal accident claims, product liability (Baker v KTM [2017] CA); animals (Cooke v Jackson [1999]) and sporting accidents (Wattleworth v Goodwood [2004]; Green v Sunset & Vine [2009]; Corbett v Cumbria Kart [2013]). Inquests [R v- HM Assistant Coroner for Camarthenshire and Pembrokeshire[2022].

Sports

Inquests, Public Inquiries & Coronial Law

Examples of Inquests in which Malcolm has been instructed which attracted national and/or local, publicity in the matters of:

Clinical Negligence

Malcolm has considerable experience of clinical negligence claims in a wide variety of fields including:

- Colorectal surgery
- General surgery
- Neurosurgery
- Orthopaedic surgery
- cauda equina syndrome and spinal injury
- Accident and emergency medicine
- Urology
- Obstetrics and gynaecology
- ENT
- Oncology
- Acquired MRSA

Birmingham

103 Colmore Row
Birmingham
B3 3AG

DX: 16075 Fountain Court Birmingham
Telephone: +44 (0) 121 606 0500

London

Fifth Floor
7 Savoy Court
London WC2R 0EX

DX: 449 London Chancery Lane
Telephone: +44 (0) 207 420 7500

Bristol

30 Queen Square
Bristol
BS1 4ND

DX: 7838 Bristol
Tel: +44 (0) 117 917 8501

Awards



Birmingham

103 Colmore Row
Birmingham
B3 3AG

DX: 16075 Fountain Court Birmingham
Telephone: +44 (0) 121 606 0500

London

Fifth Floor
7 Savoy Court
London WC2R 0EX

DX: 449 London Chancery Lane
Telephone: +44 (0) 207 420 7500

Bristol

30 Queen Square
Bristol
BS1 4ND

DX: 7838 Bristol
Tel: +44 (0) 117 917 8501