

Edward Faulks KC

Call: 1973 | Silk: 1996

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Edward Faulks KC specialises in clinical negligence, personal injury, police law and claims arising from the Human Rights Act.

During his time in practice, Edward has appeared in c.25 cases in the House of Lords and the Supreme Court and over 100 cases in the Court of Appeal. He is also instructed in many group actions and enquiries.

Between 1998 and 2007 Edward was head of Chambers at 1 Chancery Lane and clients say he creates a cool and calm atmosphere.

Edward contributed to "Local Authority Liability" (Morrell & Foster, 4th edition). In 2006 he also was a special adviser to the Department of Constitutional Affairs on the Compensation Culture.

Since returning to the Bar full time after a 3 year term as a Minister of State at the Ministry of Justice, Lord Faulks KC has been instructed in a number of high profile cases.

As well as being highly ranked in Chambers & Partners and Legal 500, he is also recognised in Best Lawyers UK for excellence in Clinical Negligence, Personal Injury and Police Law. Edward has been shortlisted for Personal Injury Silk of the Year at the Legal 500 Bar Awards 2024.

Areas of Expertise

Clinical Negligence & Healthcare

Edward has been instructed in a large number of the leading cases in relation to Clinical Negligence and Healthcare, as well as the areas that they cross over into – Personal Injury, Police Law, Local Government and Public Sector & Human Rights law, over the last 10 years and is regarded as being one of the most highly regarded Appellate silks of his generation.

Personal Injury

Edward continues to be instructed by both claimants and defendants in high value and complex claims such as the recent novel

sports law case of *Tylicki v Gibbon* in the High Court in which the claimant succeeded in establishing negligence against a fellow flat race jockey. This followed a professional race in which the claimant's horse was caused to fall when the Defendant cut across him as he came up along the rail. The claimant had been left paraplegic with injuries valued at *circa* £6million.

Police Law

Edward acts in a range of high profile, complicated and high value police law claims. He recently acted for the defendant in *Goodenough v Thames Valley Police*, a high profile case concerning the death of a man in police custody, shortly after the car which he had been driving had been stopped.

Public Sector & Human Rights

As well as in clinical negligence, personal injury and police law, Edward specialises in claims arising from the Human Rights Act.

Recently he has had success in the Supreme Court in *CN v Poole*, in which the judgment sets out what liability local authorities face when dealing with child safeguarding. *Barclays Bank*, another Supreme Court case, is now the leading authority for the crucial issue it covers – vicarious liability.

Education

- Wellington College
- Jesus College, Oxford (1972 MA)

Memberships

- London Common Law and Commercial Bar Association
- Personal Injuries Bar Association
- Professional Negligence Bar Association

Appointments

- Member of House of Lords since 2010 (non affiliated)
- Minister of State in Ministry of Justice 2013-2016
- Member of Commission on a Bill of Rights
- Chair of Independent Review of Administrative Law (2020-2021)
- Fellow of Chartered Institute of Arbitrators
- Chairman of Independent Press Standards Organisation (2020-)
- Recorder of the Crown Court
- Hon Fellow of Jesus College Oxford

Awards

- Outstanding Achievement award at the Eclipse Proclaim Personal Injury Awards 2010.
- Personal Injury and Clinical Negligence Silk of the Year award in Chambers Bar Awards 2009.

Notable Cases

- **Instructed in the case of Standish v Standish for hearing in the Supreme Court in April 2025**
- **Trustees of the Barry Congregation of Jehovah's Witnesses v BXB [2023] UKSC 13**
- **HXA v Surrey CC; YXA v Wolverhampton CC** [2023] UKSC 52, [2024] 1 WLR 335; [2022] EWCA Civ 1196, [2023] 1 WLR 116; [2021] EWHC 2974 (QB). The two leading cases following *N v Poole* which give further guidance as to whether any claims can be brought against local authorities in negligence for failing to take children into care. Lord Faulks KC represented the defendants. The High Court decision was reversed in the Court of Appeal. The defendants succeeded, however, on further appeal to the Supreme Court.
- **AB v Worcestershire CC and Birmingham City Council** [2023] EWCA Civ 529 Court of Appeal. An important case involving the application of the Human Rights Act to social services departments of local authorities.
- **Potanina v Potanin** [2024] 1 UKSC 3 Supreme Court. Concerned an application for permission to issue financial provision proceedings in England and Wales for a Russian couple who had already been through financial remedy proceedings overseas. The decision clarifies the position on S13 of the Matrimonial and Family Proceedings Act (1984 Act).
- **Tylicki v Gibbons** [2021] EWHC 3740 High Court trial. Case reiterates that professional sportsmen are able to successfully sue their fellow competitors for negligence. Trial judge confirmed that such cases are fact-sensitive and was careful to explain that she was not setting any general precedent in finding for the claimant on the particular facts of claim.
- **Barclays Bank plc v Various Claimants** [2020] UKSC 13 Supreme Court. Lord Faulks KC represented the defendant bank in this claim concerning the correct test for vicarious liability.

Accreditation Logos



