



Year of Call

2014

Devil Masters

Jonathan Barne

Thomas L Ross

[LinkedIn Profile](#)

Practice Profile

Before calling, Wojciech (pronounced voi-check yai-del-ski) trained with Dundas & Wilson CS LLP (now CMS) and then worked there for 4 years as a litigation solicitor, specialising mainly in professional liability claims against lawyers, valuers and engineers. He advised insurers, banks, commercial clients and insured professionals, and worked regularly as part of a team including clients, counsel and experts.

Since calling in 2014, Wojciech has been instructed in a number of practice areas, with particular emphasis on professional liability (including clinical negligence), commercial litigation, public law and employment. He has appeared, at different stages, in the Sheriff Court (both at first instance and on appeal), the Outer House, the High Court of Justiciary and the Employment Tribunals. In court, he has dealt with contested applications, debates, hearings with evidence and appeals. Out of court, he has provided numerous opinions, including on interpretation of contracts, wills and statutory materials, and conducted successful settlement negotiations.

Wojciech has a special interest in the law of fraud (civil and criminal) and scholarly misconduct. He writes on legal developments (most recently on prescription) for practitioners and sits on the Faculty's Law Reform Committee. In early 2017, he was appointed standing junior counsel to the Scottish Government.

Education & Professional Career to Date

Solicitor (Litigation), Dundas & Wilson CS LLP (2009-2013)

Trainee Solicitor, Dundas & Wilson CS LLP (2007-2009)

(Seats: Financial Services, Corporate, Construction & Engineering, Commercial Litigation)

Diploma in Legal Practice (University of Edinburgh, 2007)

LLB Ordinary (with distinction) (University of Edinburgh, 2006)

DPhil (University of Oxford, 2005)

MA (University of Wroclaw, 2000)

BA (University of Wroclaw, 2000)

Appointments

- Standing Junior Counsel to the Scottish Government (2017–present)
- Member, Law Reform Committee, Faculty of Advocates (2015–present)
- Tutor in Civil Law (Ordinary), School of Law, University of Edinburgh (2011–present)
- Member, Edinburgh Centre for Commercial Law, School of Law, University of Edinburgh (2010–present)
- Tutor in Civil Law (Ordinary), School of Law, University of Edinburgh (2007–2009)

Selected Cases

- Cases Wojciech worked on as a Solicitor include:
- **The Royal Bank of Scotland plc v Halcrow Waterman Limited**
Professional negligence - Pursuit of a multi-million claim for damages against structural engineers arising from negligent design of a reinforced concrete frame in a prime-quality office building in central Edinburgh, up to a two-week preliminary proof on (i) prescription and (ii) the meaning of the net contribution clause in the defender's collateral warranty, including comprehensive document recovery, multiple expert reports and witness statements.
- **Kelly v Council of the Law Society of Scotland**
Public law - Defence of a petition for judicial review of a decision by a professional body to refuse a member's application for (i) waiver from the body's professional indemnity insurance rules (requiring compulsory insurance under the Law Society of Scotland Master Policy) and (ii) repayment of the increased premiums following the ultimate abandonment of the claim by a former client. First judicial discussion of the Law Society of Scotland Master Policy arrangements.

Areas of Practice

- Clinical and Professional Negligence
- Commercial
- Employment, Discrimination and Harassment
- Media Law, Privacy and Defamation
- Property
- Public Law

Publications & Seminars

'Section 11(3) postponement: materiality and causation of loss', Greens Civil Practice Bulletin 2016, 130, 2-6.

'Reasonable diligence under s.11(3) and professional advice', Greens Civil Practice Bulletin 2015, 122, 2-6.

Additional Information

Fluent in Polish