

Dr Digby C Jess

Call 1978



Clerks' Details

Colin Griffin
0161 817 7139

Lynn Salter
0161 817 2754

Joe Mawson
0161 817 2753

Memberships

- TECBAR (Technology and Construction Bar Association)
- NCCBA (Northern Circuit Commercial Bar Association)
- Past Chairman, North West Branch, Chartered Institute of Arbitrators
- Past President, Manchester Liability Insurance Society Committee member,
- Insurance Institute of Manchester Liability Society

Education

- PhD (Law): p/t Manchester University 1999 (Comparison of the law relating to legal liability insurances in England and Australia)
- Chartered Arbitrator and appointment to The Chartered Institute of Arbitrators' Panel of Arbitrators 1999-2013
- LLM: p/t Manchester University 1985 (Research into various aspects of professional indemnity insurance law)
- FCI Arb (Fellow of the Chartered Institute of Arbitrators) 1992 ACI Arb (Associate of the Chartered Institute of Arbitrators) 1981 Called to the Bar of Gray's Inn July 1978
- BSc (Hons)(2:1):Administrative Science, Aston University, 1976

Insurance

Overview

Digby has over 35 years' experience in insurance law and insurance claims, with wide experience of acting for insureds and insurers in the full range of policy disputes.

- Employers' liability insurances
- Public liability insurances
- Professional indemnity insurances
- Property Insurances
- Product Liability Insurances
- Motor Traders' insurances
- Payment protection insurances
- Disability insurances
- Motor insurances

He has written several successful textbooks on insurance law (see below), the first published by Butterworths in 1982 and the latest published by Sweet & Maxwell in 2011.

Cases

EL Trigger Litigation

[2012] UKSC 14 - whether EL policies covered mesothelioma developing in employees many years after exposure to asbestos in the years of coverage.

Rolls Royce Motor Cars v Tyco Fire & Integrated Systems

[2007] BLR 419, [2008] BLR 285 CA - extent of coverage of joint names contractors' insurance.

Patrick v Royal London Insurance

[2007] Lloyd's Rep IR 85, CA – interpretation of household policy's exclusion of wilful acts.

Bolton MBC v MMI & CU Insurance

[2006] 1 WLR 1492, CA – interpretation of PL policy's coverage of mesothelioma claims – criteria for waiver by election by insurer.

Doheny & Doheny v New India Assurance

[2005] Lloyd's Rep IR 251, CA – extent of disclosure required by company director when proposing for insurance for his company.

George Hunt Cranes Ltd v Scottish Boiler & General Insurance

[2002] Lloyd's Rep IR 178, CA – interpretation of policy terms – condition precedent or mere condition – effect of breach.

Adcock v CIS

[2000] Lloyd's Rep IR 657, CA – when appropriate to award interest on insurance claims and at what rate.

Publications

“The Insurance of Commercial Risks: Law & Practice” 4th edn 2011, Sweet & Maxwell (1st edn 1986, 2nd 1993, 3rd 2001)

Winner of 2008 British Insurance Law Association Book Prize for **“Professional Indemnity Insurance Law”** 2nd edn 2007, Sweet & Maxwell (with Enright);

“The Insurance of Professional Negligence Risks: Law and Practice”, 2nd edn 1989 Butterworths (1st edn 1982);

“The Encyclopaedia of Forms and Precedents” Vol. 20, 5th edn, Title **“Insurance”**, Butterworths, 1988;

“Butterworths Insurance Law Handbook” 3rd edn 1992

Beyond the Bar

Digby enjoys cars, cinema, family life and sunshine.