

Susanna Kitzing

Call 2005



Clerks' Details

 Ian Spencer
 0113 203 1971

 Megan Hawke
 0113 203 1985

Appointments

- Junior Counsel to the Crown (2012-18)
- Deputy District Judge (North Eastern Circuit, Civil) (2019 -)

Memberships

- North Eastern Circuit
- Personal Injuries Bar Association
- Middle Temple
- Equality and Diversity Committee, Exchange Chambers.

Education

- BA (Hons) English, University of Bristol (Class III, 2000-2003)
- CPE – City University – 2004
- Bar Vocational Course, BPP Law School (Very Competent, 2005)
- Benefactors' Entrance Award, Middle Temple (2003)
- Benefactors' Scholarship, Middle Temple (2004)

Overview

Susanna joined Exchange Chambers in 2015 from New Park Court Chambers. In 2012 she was appointed to the Attorney General's Regional Panel and was instructed by the Treasury Solicitor to act for a number of government departments across a range of areas, allowing her to further develop her judicial review practice. She works hard for her clients who value her sensitive and patient approach. She is well known amongst instructing solicitors, colleagues and tribunals for her practical approach to resolving issues and her focussed submissions.

Susanna's practice covers all aspects of personal injury work, particularly those cases allocated to the multi-track. She receives instructions from both claimants and defendants to advise on quantum and liability and to attend interlocutory hearings, CCMCs and trials. She has considerable experience in the fields of:

- Road Traffic Accidents;
- Highways Claims;
- Employers and Public Liability Claims;
- Occupiers' Liability.

Susanna's experience includes cases involving:

- Arguments on the scope of liability for negligence, particularly in relation to public bodies and in secondary victim claims.
- Use of a range of expert evidence, through reports and oral evidence. Cases conducted have involved the use of accident reconstruction experts, expert ergonomists and a range of medical and dental experts. Susanna's work for the GMC has provided her with valuable insight into the obligations, particularly of medical experts, which assists in her handling of experts used in litigation.
- Dealing with issues relating to capacity
- Acting for clients in JSMs and other means of ADR

Susanna is regularly instructed by the GMC to present cases before the Medical Practitioners' Tribunal Service and has significant experience relating to hearings before both Fitness to Practise panels and Interim Orders panels.

Susanna sits as a civil Deputy District Judge on the North Eastern Circuit.

Recommendations

“She remains mindful at all times of her instructions and will always act in the best interests of her client”.

“She has regularly demonstrated patience and an ability to build up a rapport and to deal sensitively with clients she is instructed to represent”.

Cases

GMC v Dr T (2020-21) – Acted for the GMC in fitness to Practise proceedings brought against a cosmetic plastic surgeon. The case involved the use of expert evidence during the hearing and arguments as to the expertise of a functional plastic surgeon in a case involving cosmetic surgery. The case resulted in the doctor being erased from the medical register.

DM and others (2020) – clinical negligence claim brought by the estate of a patient following the Defendant's failure to investigate. Claim successfully settled against NHS Trust.

C v MOD (2019) – acting for Defendant government department in claim pleaded in excess of a million pounds. Claim settled at JSM

K v C (2019) – acted for motorcyclist Claimant in liability trial against retired police officer Defendant. Significant reliance upon expert accident reconstruction evidence. Favourable split liability decision made by the Court.

General Medical Council v Dr Sastry [2019] EWHC 390 – acted for the GMC in proceedings before the MPTS relating to a stem cell transplant that took place in India. The hearing involved the use of expert haemato-oncologists, both in the UK and in India. Involved cross-examination of an expert advanced by the doctor, which led to the Tribunal rejecting his evidence as neither independent, nor impartial. At the conclusion of the hearing the doctor was found by the Tribunal to be dishonest and was erased as a result of his misconduct. The doctor's appeal of the decisions of the MPT was subsequently dismissed.

General Medical Council v Dr Patel [2019] EWHC 171 (Admin) – acted for the GMC in proceedings before the MPTS in which the Tribunal took no action in a case of dishonesty having wrongly found 'exceptional circumstances'. Decision successfully appealed by GMC. Represented the GMC when case remitted to MPTS.

R (on the application of BC) v North Yorkshire County Council [2014] EWHC 3335 (Admin) – represented the Secretary of State for Education who appeared as an interested party in judicial review proceedings seeking to challenge the interpretation of legislation surrounding school admission arrangements.

GMC v Dr R – Fitness to Practise proceedings relating to Doctor's inappropriate relationship with vulnerable patient.

R v Dollive (James) [2009] EWCA Crim 1144 – successful appeal of robbery conviction on ground of no case to answer.