
Archie MacSporran

Advocate
Year of Call: 1992



email archie.macsporrان@advocates.org.uk
tel 07739 639 163

Practice Areas

Clinical Liability
Personal Injury

Court and Tribunal Experience

Archie's practice is almost exclusively Court of Session, specialising in clinical negligence. He has experience of appearing in the Outer House and Inner House, sheriff courts (including fatal accident inquiries and appeals) and mental health tribunals.

Qualifications/Education

Professional qualifications & pre-bar experience

1991-1992: Devilling
1988-1991: Litigation solicitor, Dundas & Wilson
1987-1988: Litigation solicitor, Biggart Baillie & Gifford
1985-1987: Traineeship, Brodies
1984-1985: Dipl. Legal Practice, Edinburgh
1982-1984: LL.B, Edinburgh
1978-1982: M.A. Hons, Classics, Edinburgh

Appointments

Standing Junior to the Scottish Government: 2009 to 2012
Standing Junior, DEFRA: 2000 to July 2009

Practice Profile

Archie MacSporran has a broad experience in civil litigation, having called to the Bar in 1992, and specialises in high value, complicated medical negligence cases in the Court of Session. He has acquired very considerable experience in cerebral palsy and other brain injury cases and over the past few years is invariably instructed in cases on his own.

He is ranked in Chambers & Partners, who say "*He is very experienced and very personable and has the ear of the court.*" "*Very thorough, always well prepared and a great team player.*" "*He gives very clear advice and deals with high-value claims. I would use him instead of going to senior counsel.*"



Ampersand Advocates
Advocates' Library
Parliament House
Edinburgh, EH1 1RF

web ampersandadvocates.com
phone +44 (0)131 260 5674
fax +44 (0)131 225 3642

Publications

MacSporrán and Young: Commission and Diligence, 1995

Committees

Faculty Anti Money Laundering Committee:
2010 - present

Faculty No Blame Compensation
Committee: 2016

Faculty No Fault Compensation Committee: 2011

Presentations

June 2016

Patient Autonomy – materiality of risk and causation post Montgomery, Ampersand Clinical Negligence Conference.

June 2015

Co-chaired Ampersand Clinical Negligence Conference

March 2011

No Fault Compensation in Medical Injury, Ampersand 'Key' Lecture series:

March 2011

Raising Confidentiality Objections to Recovery, SGLD

Clinical Negligence Cases

Bruce v Tayside Health Board [2017] CSOH123.
Successful defence on causation at proof.

Murphy v Fife Health Board - March 2016

Wrongful birth - negligence and termination of pregnancy. Settled. With senior.

Bishop v Greater Glasgow Health Board – June 2015

Settled 3 week proof - severe injury requiring permanent care after multiple hip revisions.

Atwal v Greater Glasgow Health Board – Oct 2015

Settled 4 week proof on failure to detect cerebritis leading to major brain injury. With senior.

Brown v Tayside Health Board – Jan 2015

Settled CP, involving drafting PPA.

Hamilton v Lothian Health Board – 2015

CP case (for pursuer)

Allan v Lothian Health Board – Nov 2014

Settled 4 week proof on failure to diagnose blocked shunt. With senior.

Bryson v Lothian Health Board – Sept 2014

Settled 8 week CP proof. With senior.

M. Campbell v Lothian Health Board – May 2014

Settled 5 week CP case. With senior.

L. Campbell v Lothian Health Board – January 2014

Settled 6 week CP proof. With senior.

McLeish v Lothian Health Board – Oct 2013

Settled 6 week CP case. For pursuer. With senior.

Glancy v Southern General Hospital NHS Trust [2013] CSOH 35

4 week proof, tetraplegia following spinal surgery. Absolvitor. With senior.

<http://www.scotcourts.gov.uk/search-judgments/judgment?id=885286a6-8980-69d2-b500-ff0000d74aa7>



Ampersand Advocates
Advocates' Library
Parliament House
Edinburgh, EH1 1RF

web ampersandadvocates.com
phone +44 (0)131 260 5674
fax +44 (0)131 225 3642



A joy to work with and a first rate junior. Very fair and even handed

Clinical Negligence, Chambers & Partners 2017

G v Greater Glasgow Health Board [2013] CSOH 145

4½ week CP proof. Absolvitor. With senior.

<http://www.scotcourts.gov.uk/search-judgments/judgment?id=6ea78aa6-8980-69d2-b500-ff0000d74aa7>

Donald v Ayrshire & Arran Health Board - April/May 2012

3 week DVT proof, abandoned against HB after 2 weeks. Decision against other defenders at [2013] CSOH 23. With senior.

<http://www.scotcourts.gov.uk/search-judgments/judgment?id=80a68aa6-8980-69d2-b500-ff0000d74aa7>

Dineley v Lothian Health Board [2007] CSOH 154

CP Proof. Absolvitor. With senior.

<http://www.scotcourts.gov.uk/search-judgments/judgment?id=246b86a6-8980-69d2-b500-ff0000d74aa7>

Personal Injuries

Bowes v Highland Council [2017] CSOH 53

Failure of bridge parapet to restrain a vehicle and whether there should be any duty upon a roads authority under Scots Law. For widow – liability established with no contributory negligence. Being reclaimed.

<http://www.scotcourts.gov.uk/search-judgments/judgment?id=353d2ea7-8980-69d2-b500-ff0000d74aa7>

Sullivan v Highland Council – Nov 2013

Settled RTA case involving novus actus interveniens and deductibility of payments under insurance scheme. With senior.

Professional Negligence

Wright v Paton Farrell 2006 SC 404 (1st div)

11 day reclaiming motion as junior counsel for claimer re solicitors' immunity from suit in criminal proceedings, including historical trail of role of immunity and consideration of comparative jurisprudence and Article 6.



Ampersand Advocates
Advocates' Library
Parliament House
Edinburgh, EH1 1RF

web ampersandadvocates.com
phone +44 (0)131 260 5674
fax +44 (0)131 225 3642

Fatal Accidents Inquiries

Straker, Nov/Dec 2012

8 day Inquiry into post-operative hospital transfers.