



Prof. Cam Wareham LLM, D.Med.Sc, FCIArb, CMC (Med)

Skills:

- **Mediation**
- **Neutral Evaluation**
- **Arbitration**

Specialist areas:

- **clinical negligence, personal injury, healthcare teams**
- **life Sciences & biotechnology**
- **education & partnerships**
- **disciplinary and professional negligence**
- **general commercial, licencing & breach of contract**

Background

Professor Cam Wareham is a specialist Mediator, Evaluator and Arbitrator with decades of experience in the resolution of disputes. He combines his dispute resolution practice with appointment as a part time Professor in the School of Law at the University of Sunderland.

His caseload includes an array of opinion work, often centred on clinically complex and challenging issues on a backdrop of allegations of failure of 'teams and systems'. Cam is experienced in multi-party issues, as well as those of a general civil and commercial nature. He has an extensive background in healthcare management and clinical practice, which he gained prior to requalifying in Law. Cam leverages both skill sets to provide significant understanding of disputes in personal injury and clinical negligence claims. His combined clinical and legal knowledge places him well to manage a variety of disputes, using mediation, neutral evaluation and arbitration.

Cam's experience gives him a solid understanding of contract and licensing disputes, as well as disputes affecting research and development partnerships, healthcare team performance, and those affecting insurers. He uses this combined knowledge to facilitate negotiation, discussion and provide opportunity to find agreement. Cam uses his experience gained as Arbitrator and Tribunal chair, to provide findings and decision on the merits in negligence claims in neutral evaluation and evaluative mediation, where appropriate. This extended skill set allows him to adeptly manage disputes which may arise within healthcare teams, from relationship breakdown between clinicians and management or clinicians and patients. Especially where they may be related to employment, intellectual property, commercial licensing, or contract disagreement. Sectors represented are Healthcare, the life sciences, and the pharmaceutical/biotechnology industry.

His reputation for providing expert opinion in challenging and intricate disputes has made him a sought-after mediator and neutral evaluator for a wide range of issues, including those involving practitioner groups, national health service providers, and professional organisations.

Cam's extensive experience is recognised across multiple jurisdictions, including Scotland, ROI, Australia, New Zealand, and d England & Wales. He regularly works with NHS Resolution England and Legal and Risk Services for NHS Wales, appearing in litigation and regulatory matters involving various healthcare professionals. His notable roles include serving as the Presiding Chair of a Surgical College in Australasia, providing determinations for Health Care Complaints Commissioners, and holding board positions with the Department of Health/MHRA (UK), a specialist surgical Royal College, and a UK Biotechnology start-up.

Cam's Approach

Cam has a clear, calm and open approach. He works hard to ensure than all voices are heard, especially where power imbalance may be identified, whether they derive from disputes between team members, clinician and patient or contracting parties/partnerships. He is known to be outgoing and warm, dealing with highly emotive or sensitive topics with tact and diplomacy. He builds rapport easily, encouraging the parties to be open about their needs, in order to achieve realistic outcomes, but challenging or testing needs when necessary.

Mediation experience

- A claim for damages in relation to a delay in diagnosis and treatment with subsequent poor outcome and ongoing disability. Facilitated mediation using interest-based approach to narrow issues.
- A practitioners negligence causing significant ongoing harm. Liability admitted, quantum disputed. Disparity of expert witness reports where mediation was used to negotiate condition and prognosis and needs assessment.
- A multi-party clinical negligence claim where proportional liability was disputed blocking further management of quantum. Mediation used to determine factors involving allegations of negligence, registrar - v- consultant, complicated with allegations of product liability.
- Multiparty mediation between two representative surgical organisations undergoing merger. Disputes over job roles, board representation and communication.

Neutral Evaluation Experience

- Evaluation on papers, allegation of failure to heal of osteotomy, mismanagement and infection. Evaluation as to liability, divergent expert opinion and merits.
- Evaluation requested by regulator regarding fitness to practice as a means of diversion. Issues of allegations of practice below an acceptable standard and undertakings given by practitioner. Oral and Papers
- Evaluation with short oral submissions on allegations of arthroscopic surgery negligence. Allegation that 'no treatment had taken place'. Expert evidence inconclusive. Evaluation following issue of proceedings.

Cam maintains close links with the education and healthcare sectors. He is a part time Professor at the University of Sunderland's School of Law. He works between the Faculty of Law and Medicine, leveraging 25 years of experience as an NHS Consultant Surgeon with formal legal qualifications to understand the intersection between healthcare and law, practitioners, behaviour and human factors. In addition to an LLM, he holds a Doctoral degree which investigated how practitioners behave, decision making and inter-professional cooperation. He is a well established KOL and Expert opinion in his sector.

Cam is a member of an established International London based Chambers (4-5 Gray's Inn Square Chambers). In addition to medical qualifications, he holds a Masters degree in Law, and was formally trained in Arbitration and Mediation at the University of Aberdeen.

He holds CMC Accreditation as a Registered Mediator and a Fellowship of CIArb in International Arbitration.

Testimonials

"Cam is very bright. He has a 'laser-like' focus, quickly determining the issue at hand and making robust decisions which are evidenced and balanced". Counsel (USA)

"Cam is known for his detailed and analytical approach to every aspect of his practice. His attention to detail and the ability to grasp the key essential aspects of a case are his most attractive skills when dealing with cases of considerable complexity". Counsel (UK-Bar)

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"Cam is helpful, knowledgeable, and empathetic. He has a great knowledge of process and litigation, especially within healthcare - I would not hesitate to recommend him to any of my colleagues ". Defendant -Negligence

"Cam is quick to grasp the matter. He asks precise and pertinent questions. He is compassionate, but above all, he is fair". Counsel-Disciplinary Matter

Contact: Registrar@TrustMediation.org.uk