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**Philip Grundy**

**Year of call: 1980**

**Appointments:**

Sitting as Assistant Recorder, appointed January 1996. Recorder appointed in 2000. Sitting for the past 15 years.

**Accidents at Work:**

First trial under the "New Regulations" in June 1993 and regularly thereafter. Many cases per annum. Most recent Court of Appeal case on this topic at the end of 2007, Ellis v William Cook.

**Health & Safety/RTA:**

Counsel for the Home Office [as Treasury Counsel] in all claims arising from the 1990 Strangeways Prison riots.

Recent Talk/Presentation to The Manchester Law Society Personal Injury Conference and an update on damages. Addressed the MASS Conference 2005 and an invitee/guest of the Chairman at the MASS Conference 2006 and 2007. Chaired several TICCS conferences in Liverpool, Bury and Watford 2006 - 2007. Chaired Frenkels Conference 2007.

**Periodical Payments:**

A few Barristers in England and Wales have the same extensive and thorough knowledge and expertise with regard to periodical payments. [recently recognised by Frenkels]. This area of expertise was developed prior to the case of Thomstone and thereafter whilst preparing a high-value case for the insurance industry. (Eventually paid out conventionally at over £8m). Recently gave a detailed talk on the topic to The Law Society (as part and parcel of "update on damages").

**Local Authority Payments/Benefits:**

Addressed the insurance industry, in the Insurance Hall in London, on the topic Pre-Sowden-v-Lodge. PMDG created the approach later adopted by many others, having





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developed the idea with Keith Popperwell, an experienced Defendant's Personal Injury Solicitor.

### **Maximum Severity Claims:**

All forms of maximum severity claims are regularly undertaken, with a 50:50 split between Claimant and Defendant work.

Average 50 brain injury cases per annum.

15-20 amputee cases per annum - an invitee of the BAPO (British Association Prosthetics and Orthotists) Conference in 2007. Participated in a Seminar on Prosthetic Provision.

15 Para /Tetraplegic cases per annum.

Values: between £500,000 - £8,000,000.

Majority are RTA claims, often motorcyclists, for solicitors all over the United Kingdom and as far South as Chichester.

### **Chronic Pain/Fibromyalgia:**

This is on behalf of Defendant and Claimant.

Recently in the Court of Appeal Thorp v Sharp December 2007.

### **Physical and Sex Abuse Claims**

PG has represented Claimants before the Criminal Injuries Authority (and its predecessor the Criminal Injuries Compensation Board ) instructed by Local Authorities for over 20 years. These include maximum severity injuries. Most recently on 16th November 2010, in Re:K, PG represented a 20 year old who had caustic soda poured down his throat by his parents when he was 9 months old. (Awarded a gross sum of £777,845.00)

PG is presently instructed in claims against The Catholic Church, and for a Defendant (convicted and sentenced to an indeterminate prison sentence for significant and multiple sexual offences against others) in a civil action brought by some of his victims.

PG regularly advises in cases where children have been physically and sexually abused.





### **Clinical Negligence**

On behalf of Claimant.

On average 5 cases per annum primarily due to pressure of other work in other areas.

### **Sports Accidents/Injuries**

Including football, rugby, cricket and most recently involving a local Golf Club.

### **Diseases**

(a) Asbestos - over 500 cases, now an average of 25 per annum, including mesothelioma, lung cancer and asbestosis.

(b) Deafness - over 1,000 cases but fewer now, perhaps on average 10 per annum.

(c) Vibration White Finger - over 1,000 cases, now on average 100 per annum, including the test cases of British Gas VWF Litigation and Burrows & Billington-v-British Rail. Chairman of the Vibration Reference Panel under the British Coal Vibration Scheme [approached and appointed by panel representing the Claimants and Defendants] and asked by the designated Civil Judge in Manchester to sit on some VWF cases to utilise his experience in the area.

(d) Asthma - for Trade Unions and then for Defendant insurers.

(e) RSI - many cases over the years but few at the present time.

### **Non Specific Case Issues**

"Accidents at Work" annual talk to the Manchester Law Society [for over 10 years]

Publication "Bolam, Sidaway and the unrecognised doctrine of "informed consent""  
December 1997 Journal of Personal Injury and Litigation.

### **Associations**

Personal Injury Bar Association  
Prof Negligence Bar Association  
Northern Circuit Commercial Bar Association  
Employment Law Bar Association





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### **Specialist Interests**

Philip has a particular interest in sporting injuries, including golf [as a 3 handicap golfer]. In the course of employment law practice he has advised sporting organisations including football clubs and sportsmen. In addition Philip has spent a great deal of time at Pendlebury Children's Hospital in the high dependency and bone marrow units and haemophiliac unit. This has provided a great insight into the coping strategies of children and their families which has particular significance when considering and investigating rehabilitation in personal injury claims.

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