

## Sam Healy

Call 1999

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Sam Healy has 25 years' experience in Employment, Personal Injury and Property. He has been on the GLD panel for over a decade and is recommended for employment work in the Legal 500 and Chambers & Partners. Prior to joining 42BR, Sam was a tenant at Dere Street Barristers, York, where he developed a successful practice across the North Eastern circuit and beyond. Sam sits as a Deputy District Judge.

## Employment Law

Sam's employment practice encompasses the full range of employment law. He is typically involved in cases involving discrimination, whistleblowing or TUPE and frequently appears against leading counsel. He has appeared in a number of appeals at the EAT and beyond.

### Recent Cases:

*Kent v. DWP* 2500719/2023 – Representing the Respondent department in their defence of a disability discrimination claim relating to the provision of auxiliary aids.

*Rashad v. CC of Cleveland Police* 2501152/2011 – Representing Chief Constable in three week discrimination/victimisation trial involving allegations spanning many years.

*Gillies v. Network Rail Infrastructure* 2200347/2022 – Representing Claimant in age discrimination complaint arising out of application of Respondent's voluntary severance scheme.

*LQP v. City of York Council* [2022] EAT 196 – Representing Respondent before ET and EAT in appeal relating to the principles applicable in respect of anonymization in ET litigation.

*Dr G. Richardson v. University Hospitals Leicester NHS Trust* 2604079/2020 – Representing Claimant consultant in 7 day unfair dismissal complaint following dismissal on SOSR/trust and confidence grounds.

*Dr S. Middleton v. York Teaching Hospital NHS Foundation Trust* 1806994/2019 - Representing Claimant in whistleblowing and unfair dismissal complaints, 10 day trial.

*City of York Council v. Grosset* [2018] EWCA Civ 1105 – Representing Respondent before ET, EAT and CA (led by John Bowers KC). Leading authority on s15 discrimination under EA 2010.

*Lodge v. Dignity & Choice in Dying* [2015] IRLR 184 – Representing Claimant in successful appeal before EAT relating to jurisdiction of UK ET in respect of a remote worker based in Australia.

*Woodhouse v. West North West Homes Leeds Ltd.* [2013] IRLR 773 – Representing Claimant before ET and EAT in victimisation complaint that considered the principles in SOSR dismissals arising out of breakdown of trust and confidence (following *Martin v. Devonshire Solicitors*).

*Optimum Group Services PLC v. Muir* UKEATS/0036/12/BI – Representing Respondent before ET and EAT(S) in a case concerning whether compensation received under a COT3, following a TUPE transfer, should be set off against compensation to be paid by another respondent.

*Wrexham Golf Club Ltd. v. Ingham* UKEAT/0190/12 – Representing Respondent on its appeal before the EAT relating to the circumstances in which there may be a ‘pool of one’ in a redundancy exercise.

## Property Law

Sam specialises in residential property disputes (Boundaries, rights of way and other easements, nuisance, proprietary estoppel and disputes arising out of the sale of property). He has wide experience of litigation before the First Tier Tribunal.

Sam also practises in wills and probate, typically in disputes as to the validity of wills or their meaning, administration disputes and claims under the Inheritance Act 1975.

### Recent Cases:

*Copley v. Winter* [2023] EWHC 1712 (Ch) – undue influence and capacity dispute arising out of a will.

*Ridley v. Brown* FTT (LR) Ref/2021/0117 – adverse possession of registered land, currently on appeal to Supreme Court.

## Personal Injury Law

Sam has practised in personal injury litigation all his professional life. In recent years, his work has mainly been in the fields of industrial disease and unusual occupier/employer claims. He has in the last few years acted for claimants in a number of catastrophic injury or fatal accident cases, alongside leading counsel, securing settlements of up to £4.5million.

### Recent Cases:

*Inglis v. MoD* [2019] EWHC 1153 (QB) – military deafness claim resolved at High Court trial.

## Direct Access

Sam is authorised to accept instructions direct from members of the public. He encourages clients who are considering this route to contact Chambers and discuss their problem.

## Qualifications

Sam has since 2015 sat as a Deputy District Judge on the North Eastern circuit, including in BPC work.

## Memberships & Committees

- Employment Lawyers Association
- Employment Law Bar Association
- Personal Injury Bar Association

## Education

- 1999 Bar Vocational Course, ICSSL
- 1994-98, Trinity College, University of Cambridge (including 1996-97 Université de Poitiers)