

TOM PANTON

CALL: 2002

"He is very clear in his advice and has a good manner with clients in conference."
Chambers UK 2019

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Tom is an experienced Personal Injury, Industrial Disease and Health & Safety barrister.

PRACTICE AREAS

- Personal Injury
 - Industrial Disease
 - Health & Safety
 - Inquests
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PERSONAL INJURY

Tom has extensive experience of personal injury litigation including the following specialist areas:

EMPLOYER'S LIABILITY

Regularly instructed in accident cases involving all key EL areas including Work Equipment, Manual Handling, CON DAM, Workplace and COSHH issues.

Considerable experience of claims involving assaults by service-users in a variety of social care situations.

PUBLIC LIABILITY

Considerable experience of highway tripping and nuisance claims, Defective Premises/Landlord and Tenant cases, and a wide variety of cases involving accidents at School.

Notable cases include a playground accident involving unusual climbing equipment (multi-track liability trial; Court of Appeal), and a claim against a hotel in negligence and vicarious liability arising from an assault by an off-duty employee.

ROAD TRAFFIC/FRAUD/RTA QUANTUM CASES

Considerable experience of assessing quantum in serious injury cases.

FATAL ACCIDENTS

Regularly instructed in fatal accident claims in the EL and RTA context.

QUANTUM

Tom is experienced for both sides in assessments of damages, particularly cases involving cross-examination of medical experts.

SEMINARS/TRAINING/LECTURES

Tom has always enjoyed making time to assist in the delivery of relevant training. Seminars delivered by him on related subjects include *The Law of Causation; Liability for Work Equipment; Confidential Records and the Data Protection Act; Pre-Action Disclosure and the Freedom of Information Act; Schools' Liability - the legal and risk-management issues* and *Employer's Liability after the Enterprise Act*.

SIGNIFICANT CASES

- **AB v Chief Constable of X Constabulary [2015] EWHC 13 (QB)**– former undercover police claiming damages for psychiatric illness; issues relating to workplace stress and defence of *ex turpi causa*
 - **Smith v Northamptonshire County Council [2009] UKHL 27** – interpretation of r3 of PUWER, relevance of concept of control to imposition of statutory duties
 - **Hood v Mitie Property Services (Midlands) Ltd & Royal Mail Group plc [2005] All ER (D) 11 (Jul)**– contribution claim by employer of catastrophically injured claimant against occupier of premises where he had fallen from height.
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INDUSTRIAL DISEASE

Tom has longstanding experience of industrial disease work including asbestos, noise-induced hearing loss, HAVS, WRULD, and claims for psychiatric injury caused by stress at work.

In HAVS cases Tom has regular involvement at all stages for claimants and defendants; he has group litigation experience (led by Dominic Nolan QC) in the context of multiple claims by Potash miners.

Tom has considerable experience of Noise Induced Hearing Loss claims with regular involvement at all stages.

HEALTH & SAFETY

Tom has particular experience of cases involving serious or fatal injuries to employees.

Seminars delivered by him on related subjects include Sections 2 and 3 of the Health and Safety at Work, etc, Act 1974 in the Appellate Courts.

INQUESTS

Tom has considerable experience of appearing at Inquests on behalf of bereaved families, local authorities, employers and other interested parties.

SIGNIFICANT CASES

- Instruction on behalf of the family of a teenage boy tragically killed in a fall on a mountaineering expedition to Spain.
 - Instruction on behalf of a local authority in the high-profile case of Re: Michael Barnett, involving a young man who became trapped in a storm drain during severe flooding in the East Riding of Yorkshire.
 - Instruction on behalf of the family of an engineer who became trapped in a printing machine, involving complicated expert engineering evidence from employers, manufacturers and the HSE.
 - Instruction on behalf of the family of a glass worker who was trapped in between two heavy loads in the course of a mechanical lifting operation.
 - Instruction on behalf of a local authority in a railway Road Vehicle Incursion case, featuring underlying issues between Network Rail and the local Highway Authority. Instruction on behalf of the family of a metalworker killed when the side of a metal barge collapsed onto him in a recycling depot.
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RECOMMENDATIONS

- [Legal 500 2014](#)
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MEMBERSHIPS:

- PIBA
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EDUCATION:

- BVC, Nottingham Law School
 - LLB Hons, University of Kent
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RECENT NEWS

- Personal Injury Case Updates - December 2015
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