

Sam Healy

Barrister

Overview

“He has a calming influence in difficult situations” *Legal 500 2015*

Sam’s practise divides into three broad specialisms: Employment, Personal Injury and Chancery/Commercial. He has been on the Attorney General’s Regional Panel of Counsel since 2007 and has been consistently recommended for Employment work by the Legal 500 where this year he is quoted as ‘a calming influence in difficult situations’. In 2015, he was appointed a Deputy District Judge sitting on the North Eastern Circuit.

Employment

Sam practises in all aspects of employment law but has particular interest in the following:

- Discrimination and victimisation;
- TUPE;
- Employment litigation in the civil courts including redundancy, wrongful dismissal and restrictive covenants.
- Cases before the Tribunal (in both England and Scotland) range from a few hours to several weeks. Recent cases have covered:
- Automatically unfair dismissal following a public interest disclosure made by a group of senior executives;
- Claims for a protective award arising out of the following:
 - A rail franchising exercise;
 - The administration of a nationwide courier company;
 - The administration of a nationwide mobile phone retailer;
- Whether a contract of employment was frustrated following a 10 year absence from the workplace;
- Allegations of discrimination and victimisation, stretching over many years, made by a consultant surgeon against senior, male colleagues;
- Alleged trade union detriment against a branch officer working within the civil service.



Year Of Call:

1999

Practice Areas

[Civil](#)

[Company and Commercial](#)

[Employment](#)

[Motor Insurance Fraud](#)

[Personal Injury and Clinical Negligence](#)

[Property Dispute Resolution](#)

[Regulatory](#)

[Trusts and Probate](#)

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Sam is regularly instructed in appeals. Recent successful appeals before the EAT cover:

- Whether there can ever be a “pool of one” in a redundancy dismissal;
- The victimisation provisions of the Equality Act 2010 and their interplay with the guidance given in *Martin v. Devonshire Solicitors*.
- Whether a TUPE “transferor” is entitled to offset against compensation it is ordered to pay the claimant an amount the claimant has received from a “transferee” under a COT3.
- Whether an employee who moves to live outside the UK but who, by reason of online access, remains a “virtual” presence in her employer’s UK office, can bring unfair dismissal proceedings before a UK Tribunal.

Personal Injury

Sam has practised in Personal Injury all his professional life for both Claimants and Defendants. Particular areas of interest and expertise include Industrial Disease (e.g. deafness, HAVS and stress at work) and Product Liability. He has a wealth of experience in employers and public liability matters. Sam also continues to develop a clinical negligence practice.

Sam is also regularly instructed in Inquests, most commonly in cases involving deaths in custody.

Chancery/Commercial

Over 15 years of practise, Sam has gained wide experience in litigation over a range of areas. Particular areas of interest to him include:

- Real Property, including proprietary estoppel, sale of land, adverse possession, boundary/easement disputes, nuisance and restrictive covenants.
- Landlord & Tenant, including residential (possession, disrepair, anti-social behaviour) and commercial disputes (forfeiture, dilapidations, breach of the covenant of quiet enjoyment)
- Wills & Probate, including administration disputes, contentious probate and Inheritance Act claims.
- Professional negligence, particularly against solicitors.

Directory
Recommendations:



“He has a calming influence in difficult situations”

LEGAL 500 2015

“A high-quality communicator”

LEGAL 500 2014

“Sam Healy is very level-headed, calm and imperturbable”

LEGAL 500 2013

“Sam Healy is also recommended”

LEGAL 500 2012

“Sam Healy at York Chambers is highly recommended”

LEGAL 500 2011

Notable Cases

Lodge v. Dignity & Choice in dying [2015] IRLR 184

Optimum Group Services v. Muir Plc [2014] IRLR 339

Woodhouse v. West North West Homes Leeds Ltd. [2013] IRLR 773

Wrexham Golf Club v. Ingham UKEAT/0190/12/RN

Appointments:

Attorney General's Regional
Panel of Counsel 2007,
2010 and 2015

Deputy District Judge
(Civil) 2015

Pupillage Secretary
Dere Street Barristers 2015

Pupil Supervisor

Employment Assessor
for Bar Pro Bono Unit

Memberships

PIBA

ELBA

Bar Pro Bono Unit

Chancery Bar Association

North Eastern Circuit
