

Accident Investigations and the Law



La Touche Training
the legal training consultants



A two-day intensive training programme for any public or private sector staff who are involved in investigating, handling, and managing employer and public liability claims. Delegates learn how to respond to and effectively manage incident/accidents, from the initial investigation, through all stages of the legal process until the trial or settlement of the action. The training incorporates analysis of recent important legislative changes, which have had an impact on the handling of employer and public liability claims including the Safety Health and Welfare at Work Act 2005, the Personal Injuries Assessment Board Act 2003 and the Civil Liability and Courts Act 2004.

La Touche Training

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ACCIDENT INVESTIGATIONS AND THE LAW

“Excellent course, I really enjoyed the day”

WHO AND WHY?

Claims Co-ordinator

Many personal injury actions are settled without going to court or are now dealt with by the Personal Injuries Assessment Board. A significant amount of cases however still reach the final stages and many end up in a full court hearing. Effective case investigation, management and preparation are therefore essential in order to defend a claim effectively. From a practical point of view, an increased awareness of the practical aspects of case investigation and management including note-taking, interviewing and statement writing will enhance a delegate's ability to effectively defend a claim. Also included in the training is an analysis of the new procedure for personal injuries cases, and what is required at each stage of that process, which will enhance better case management by those handling legal cases, leading to better communication with their legal team. This includes analysis of the effect that the Personal Injuries Assessment Board Act 2003 and the Civil Liability and Courts Act 2004, has had on the procedure in defending a personal injuries claim.

COURSE OUTLINE

The course is an intensive and highly practical day, delivered by qualified lawyers. The morning involves an in-depth look at our legal system and court system. It focuses on public liability and employer liability claims in detail, analysing the “duty of care” in these types of cases including statutory duties under the Safety Health and Welfare at Work Acts. It includes analysis of the new different stages of personal injury proceedings (including the involvement of the Personal Injuries Assessment Board), with particular emphasis on the delegates' duties in relation to provision of information, to their legal teams, for verifying affidavits and discovery applications. The second day focuses on the practical aspects of investigating and managing a claim with analysis of best practise in investigation of incidents. This involves knowledge of the rules of evidence and admissibility of evidence, and best practice tips in note taking, record keeping, interviewing, and statement and report writing. The course concludes with tips in relation to effectively giving evidence in court, in the event that the delegate has to give evidence in relation to their investigation of a claim. This is no mere lecture with hints and tips but a practical and experiential training session.

KEY LEARNING POINTS

- How the adversarial system works
- Personal injury litigation procedure
- Analysis of the “duty of care” owed by the defendant
- Analysis of the pleadings involved, including interim court applications
- Provision of information in response to a discovery application
- Best practice in investigation of incidents
- How to take notes, keep good records, interview witnesses, write reports and statements
- How to make appropriate use of supporting evidence, documents and notes if giving evidence
- How to give that evidence with confidence

COURSE LOGISTICS

If you have five or more colleagues interested in the training, you may wish La Touche Training to design and deliver the training in house at your organisation.

ABOUT LA TOUCHE TRAINING

La Touche Training is Ireland's leading legal training company. We specialise in training non-lawyers in legal matters.

Our course designers and team of lawyers have unparalleled experience in providing high quality training that is tailored to your exact requirements.

Since beginning our specialised programme in 1995 over 70,000 delegates have attended our high quality and innovative training programmes. Clients' feedback is testimony to the success of our courses.

Please call Adrian Kiernan at 01 878 8263 or at akiernan@latouchetraining.ie or Martin Partridge at 01 878 8264 or at mpartridge@latouchetraining.ie to book or discuss training

Photo of the Four Courts courtesy of the Irish Courts Service website www.courts.ie

We work with a broad range of organisations including:

Companies & Organisations

- AON Risk Management
- DELL
- Eircom
- ESB
- FAS
- Fire Services Council
- I.B.E.C
- Institute of Chartered Accountants of Ireland
- Institute of Engineers of Ireland
- Pfizer
- PM Group
- RPS Consulting Engineers

Government Departments & Regulatory Bodies

- Companies Registration Office
- Competition Authority
- Comreg
- Department of Agriculture & Food
- Department of Education & Science
- Department of Enterprise, Trade & Employment
- Department of Environment
- Department of Foreign Affairs
- Department of Health
- Irish Naval Service
- National Parks & Wildlife Service
- Private Security Authority
- Revenue Inspectors

Local Authorities

- Clare County Council
- Cork County Council
- Donegal County Council
- Dublin City Council
- Fingal County Council
- Galway City Council
- Kerry County Council
- Longford County Council
- Mayo County Council
- North Tipperary County Council
- South Dublin County Council
- South Tipperary County Council

Medico-Legal Clients

- Beaumont Hospital
- Central Mental Hospital
- Coombe Women's Hospital
- Drogheda Women's Refuge
- Health Service Executive (all areas)
- Kerry General Hospital
- Limerick Regional Hospital
- Mater Misericordiae University Hospital
- Midland Regional Hospital
- St. James's Hospital
- St. John of God Hospitalier
- Vergemount Clinic



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