

Expert Evidence, Preparing for Trial & Reading Medical Reports in Personal Injury Case



by

Mr. Jackson C.P. Poon,
Barrister-at-Law,
Cheng Huan Q.C., S.C.'s Chambers;
Mr. Edward Poon,
Barrister-at-Law, 601 Dina House;
Miss Ada Kam,
Former Chief Inspector of Police,
Solicitor, Messrs. S.H. Chan & Co.



and

Dr. Chak Hing Chung, Eric,
Specialist of
Orthopedic & Traumatology

Mr. Jackson Poon was called to the Hong Kong Bar in 1986. He is experienced in dealing with civil and criminal cases. In 1994 and 1995, he sat as a Deputy Magistrate for the Judiciary. In 1995, he joined the then Legal Department (now Department of Justice) directly as a Senior Crown Counsel. In 2006, he returned to private practice. He is now in Cheng Huan Q.C., S.C.'s Chambers involved in civil cases and criminal litigation. In August 2015, he sat as a Deputy District Judge.



Mr. Poon has handled numerous personal injury cases and has given many lectures on personal injury. He has also handled cases involving Employees Compensation, Incorporated Owners disputes, Lands Tribunal trials, Trust, Commercial disputes, Sales of Goods, Manufacturing of Goods, Construction, Dishonoured Cheques, Defamation, Landlord and Tenant disputes, Conveyancing disputes, Employment disputes, Land disputes, Company matters and Judicial Reviews. He has handled various criminal cases and he is a listed mediator of the Bar Association.

Various law lectures had been delivered by him for the University of Hong Kong, Hong Kong Polytechnic University, City University, Law Society, Butterworths, Police Detective Training School and Criminal Advocacy Courses of the Department of Justice.

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55 Des Voeux Road Central, Central, Hong Kong



Edward Poon obtained his L.L.B. (Hons) in 2004 in the University of Nottingham and P.C.L.L. in 2005 from the University of Hong Kong. He was called to the Bar in 2006. He obtained a Masters in Counseling from the University of Monash in 2012. He obtained his accreditations as a general mediator and family mediator from the HKIAC in 2011 and 2013 respectively. Edward is now practicing as a barrister and mediator in the 601 Dina House. He is regularly instructed to appear in criminal cases at trial and appeal level. He is often instructed to prepare pleadings and advices in personal injuries cases. Edward assisted in designing the HKU PCLL personal injuries course as a part-time lecturer in 2008 - 2009. As a barrister and mediator, he strives to be mindful to both the legal and psychological aspects of the dispute. Litigation presents a great challenge to many peoples' lives. Psychotherapeutic techniques can be helpful in assisting clients, particularly those who are in denial, angry or depressed.

Miss Ada Kam, *Former Chief Inspector of Police, Solicitor, Messrs. S.H. Chan & Co.*

Miss Ada Kam was a Chief Inspector of Police. She then joined the Department of Justice and is now a solicitor practicing at Messrs. S.H. Chan & Co. handling criminal and civil litigation.

Dr. Chak Hing Chung, Eric, *Specialist of Orthopedic & Traumatology*

Education

Basic Degree	Bachelor of Medicine and Bachelor of Surgery, The Chinese University of Hong Kong
Higher Qualification	F.R.C.S (Edinburgh), 1999 F.R.C.S Edin.(Ortho), 2003 F.H.K.C.O.S., 2003 F.H.K.A.M., 2003

Teaching Post

01.2005 - Present	Trainer of Hong Kong College of Orthopedic Surgeons
09.2006	Faculty of Basic Surgical Skill Course of Royal College of Surgeon of Edinburgh
06.01.2007	Speaker of Hospital Authority Commissioned Training for Radiographer
15.10.2011	Instructor Basic Surgical Skill Course of Hong Kong College of Orthopedic Surgeon



Working Experience

07.1995 - 06.1996	House Officer in TMH, PWH
07.1996 - 03.2007	Medical Officer in Dept. of O&T, TMH
03.2007 - Present	Private Practice

Social Service

2010 - 2011	Member of Rotary Club of Peninsula
2011 - 2012	Vice President Rotary Club of Peninsula
2012 - 2013	President Elect Rotary Club of Peninsula

Presentations

10.11.2005	Geriatric Hip Fractures in a Regional Hospital HKOA Annual Congress 2001
10.11.2005	Facet fracture dislocation in a Regional Hospital HKOA Annual Congress 2005

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Expert Evidence

- Legal principle for expert evidence to be obtained and adduced in trial
- Expert independency
- Treating doctor not allowed as treating doctor
- Joint report questions
- Code of conduct
- Expert report format
- Late application for the Plaintiff to be examined by expert may be disallowed
- Finding or opinion by another court
- Approach in Obtaining Expert Opinion by Marlene Ng
- Expert on Liability Only (usually for medical negligence cases)
- Necessity of Psychiatric Expert
- Expert direction
- Causation is a matter to be determined by the Judge
- Motor Accident Expert
- Recognized non-invasive test for malingering

Preparation for Trial

- Pleadings
- Witness statements
- Medical reports
- Medical records, receipts, sick leave certificates
- Documents as to liability
- Documents as to quantum
- Others

Reading Medical Reports

- How to interpret medical report
- Some common medical symbols
- Some common injuries

Scan to Calendar



Code:	EVT000000149	Level:	Intermediate
Date:	10 September 2016 (Saturday)	Language:	Cantonese (Course Materials in English)
Time:	09:30 - 12:45 (Reception starts at 09:00)	Accreditation(s):	LSHK 3.0 CPD Points (LSHK Allocated Number: 20162933)
Venue:	Kornerstone Institute 15/F, Hip Shing Hong Centre 55 Des Voeux Road Central Central, Hong Kong	Request for Rerun:	Please Contact Us for Details



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