

- **More than \$1 million for woman injured in traffic accident.**
- **She can go to court for more if complications arise within the next 5 years.**

Madam Tan Juay Mui, 48 years old at the time of the accident was knocked down by a private bus at a pedestrian crossing.

She sustained severe head and leg injuries which led to, amongst other things, intellectual impairment and amputation of her left leg below the knee. Complications arising from her injuries and medication prescribed for her injuries, led to the onset of diabetes.

The driver of the bus, Sher Kuan Hock, was convicted of dangerous driving and was fined and suspended from driving. Insurers for the driver and the bus owner accepted fault for causing the accident but were disputing the amount to award Madam Tan.

Madam Tan was initially awarded \$890,669.00 by the Assistant Registrar but both the plaintiff and defendants appealed.

Mr. Balasubramaniam, Madam Tan's solicitor, stressed the uniqueness of her case as it was the brain and leg injuries sustained that had brought about the onset of diabetes.

On appeal, Justice Judith Prakash agreed with Mr Balasubramaniam and increased the award. She also accepted and ruled that Madam Tan could apply to Court for further compensation if there were diabetes related complications within the next 5 years. In her decision, the Judge clarified the High Court's position on future contingencies and stated that provisional damages may be awarded if the said contingencies are serious and precisely defined.