

IN THE COURT OF APPEAL (CIVIL DIVISION)
ON APPEAL FROM THE HIGH COURT OF JUSTICE
QUEEN'S BENCH DIVISION

Case No. B3/2020/1565

Mr Justice Martin Spencer

2020 [EWHC] 2268 (QB)

Royal Courts of Justice
Strand, London, WC2A 2LL

Date: 07/10/2021

Before :

LORD JUSTICE BEAN
LADY JUSTICE ASPLIN
and
LORD JUSTICE NUGEE

Between :

Peter Griffiths
- and -
TUI (UK) Limited

Respondent

Appellant

Order

UPON hearing Howard Stevens QC, Sebastian Clegg and Dan Saxby for the Appellant and Robert Weir QC and Stephen Cottrell for the Respondent on 27 July 2021

AND UPON judgment having been handed down on 7 October 2021

AND UPON the Respondent applying for permission to appeal to the Supreme Court

IT IS ORDERED THAT: -

1. The Appeal is allowed.
2. The Order of Martin Spencer J dated 17 September 2020 is set aside and the order of HHJ Truman of 4 September 2019 is restored.
3. The Respondent do pay the Appellant's costs of the appeals, such costs not to be assessed or enforced without the permission of the Court pursuant to CPR 44.14.

4. The Respondent's application for permission to appeal to the Supreme Court is refused.