



GALBALLY|&|O'BRYAN

Lawyers

Medical Negligence

Caring and understandable advice

Adverse medical outcomes can occur despite the best medical care.

To claim compensation it must be proved that the poor outcome was caused by the negligence of the medical provider in falling below the expected standard of care. Proving negligence often requires a complex analysis of medical and legal issues.

Galbally & O'Bryan has expertise in this specialised area of law and has on staff a medically qualified lawyer who can investigate a potential claim and provide caring and understandable advice.

If you have been injured by medical negligence Galbally & O'Bryan can help you obtain compensation.

To obtain expert advice from one of our lawyers telephone 9200 2533. If we can help we offer a free first appointment.



What can I claim?

Compensation for medical negligence in Victoria is regulated in part by the Wrongs Act.

Save for some limited exceptions, a person cannot get compensation for pain and suffering unless their injury causes a permanent physical impairment of greater than 5% or a primary psychiatric impairment of greater than 10%. This is measured using the American Medical Association Guides to the Evaluation of Permanent Impairment (4th Edition).

Regardless of the level of impairment compensation can be claimed, if applicable, for loss of earning capacity and past or future medical expenses.

Time Limits

A claim must generally be filed with a Court within 3 years from the date on which the cause of action is discoverable by the claimant, although the period is longer for children or persons with legal incapacity.

The time limit can also be extended in certain circumstances.

You should consult a lawyer for expert advice as soon as possible if you are considering making a claim – otherwise your right to sue for compensation may be lost.



How can Galbally & O'Bryan help?

We will investigate your claim:-

- to ascertain if you have been injured by medical negligence
- to advise of your potential compensation entitlement.

If appropriate we will issue legal proceedings for common law damages (compensation).

We offer

- "No win-no charge" arrangements subject to conditions
- Free telephone consultation and free first appointment if we think we can help at either:

Melbourne office:

259 William Street Melbourne VIC 3000

Phone: (03) 9200 2533

Dandenong office:

Shop Shop Nine 147 - 151 Foster Street Dandenong VIC 3175

Phone: (03) 9769 2510

Pakenham office:

Shop Shop One 15 John Street Pakenham VIC 3810

Phone: (03) 5941 7990



Legal services – our areas of expertise

Galbally & O'Bryan is a legal firm which was founded in 1935. Located in Melbourne and Dandenong we provide comprehensive legal services in the following areas:

Injury compensation claims including:

- Workcover
- TAC
- Medical negligence
- Defective products
- Accidents in a public place or on private property
- ComCare claims
- Superannuation and disability insurance claims

Wills and probate including:

- Challenging a Will
- Making a Will
- Probate and estate administration
- Estate planning

Criminal law - defence of police charges

Family law - marriage and de facto relationships, divorce, property and financial settlements, children and parenting issues

Employment matters - employment contracts, termination of employment, redundancy, discrimination

Property law - leasing, buying and selling a property or business

Commercial litigation/dispute resolution -

commercial and contractual disputes, debt recovery, property disputes, general and professional negligence claims.

For more information

visit www.galballyobryan.com.au

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