

Wong v Parkside Health NHS Trust [2001]

Evidence

Milla Wong, employed by Parkside Health NHS Trust in 1995, claimed to be a victim of constant harassment by M and two other employees. According to the applicant, a defendant with two colleagues have taken a series of actions that caused physical and psychological harm to the applicant. Milla Wong left her job in March 1995 and sued M for the intentional infliction of harm. The plaintiff was awarded 75 pounds in damages for the common assault. The applicant has accused the defendant of intentional harassment, however, this application was dismissed as the corresponding Protection from the Harassment Act was accepted only in 1997.

Problematics

In 1998, Milla Wong brought legal actions against her previous place of work for physical and psychological harm Wong claimed to suffer. The applicant sued the Trust, as it was liable for its employees' actions. M claimed that there was no intentional infliction of harm in his actions according to the principles of *Wilkinson v Downton* of 1897.

Resolution

According to the 1861 Offences against the Person Act, the defendant's behavior should be treated as rudeness and unfriendliness which was not a legal argument, as it had no intent to commit harm.

The Court has rejected the appeal.