

ISSUE 01

SPRING 2016

# A View from the Bridge

The Newsletter from  
The Conway Accident Law Practice



**CONWAY**

Accident Law Practice

[www.accidentlawscotland.com](http://www.accidentlawscotland.com)

## INSIDE THIS ISSUE

### Fr. TED & THE LAW SOCIETY

Awards & accolades in the legal profession?

### SOCIAL MEDIA

When Facebook is not your friend

### CASEWATCH 2015

The five most important cases of last year

### TABLE OF FEES

Court Dues Ready Reckoner

#### Get in touch

Tel: 0141 319 8240

email: [info@accidentlawscotland.com](mailto:info@accidentlawscotland.com)



**📁 Campbell v Peter Gordon  
Joiners Ltd. [2015] CSIH 11**

The pursuer was injured in an accident involving a circular saw. The defender company was insolvent and there was no employer's liability insurance. The pursuer attempted to convene one of the directors as a second defender for failure to insure. By a majority the Inner House dismissed the claim against the director. All practitioners in the field know that this is a real problem. There have been almost no prosecutions by the Crown office over the last 10 years for the criminal offence of failing to have employer's liability insurance. This case is expected to go to the Supreme Court.

**📁 Young v McVean  
[2015] CSIH 70**

The pursuer suffered psychiatric injury when told of the death of her son. She had earlier passed the scene of the road traffic accident in which he had been killed, and had an increasingly acute premonition that something terrible had happened. However she did not see the accident and was not told of it at the scene. She therefore failed to satisfy the "Nearness, Hearness and Dearness" tests which might let her recover extended damages as a secondary victim. The Inner House did uphold an award of £80,000 in respect of her grief and sorrow at the loss of her son, both in general and in particular terms.

**📁 WW v Ministry of Defence  
[2015] CSOH 111**

The pursuer was exposed to asbestos whilst in the Royal Navy and had developed pleural plaques, with a 5% risk of mesothelioma. In one of the first cases to proceed to trial under The Damages (Asbestos-Related Conditions) (Scotland) Act 2009, the court awarded £8,500.00 in respect of provisional damages, with the opportunity reserved to return to court if the terminal condition of mesothelioma materialised. ■

# TABLE OF FEES

## Court Fees from 22nd September, 2015

	Sheriff Personal Injury Court	Sheriff Court
Warranting of Initial Writ (to include issue of extract decree)	£210	£94
Defences	£210	£94
Record	£105	£111
Motion/Opposition	£53	£47
Proof/Debate fixing fee	£58	£53
Fee per day of Proof/Debate	£223	£223
Hearing Fee per half hour	£75	—
Appeal to the Sheriff Principal (Ordinary action)	£111	£111
Lodging of Account for Taxation	£42	£42
Certified copy of documents	£18	—
Citation of civil jury	£292	—
Summary Cause Warranting	—	£76
Appeal to Sheriff Principal	—	£58

## Court Fees from 1st April, 2016

	Sheriff Personal Injury Court	Sheriff Court
Warranting of Initial Writ (to include issue of extract decree)	£214	£96
Defences	£214	£96
Record	£107	£113
Motion/Opposition	£54	£48
Proof/Debate fixing fee	£59	£54
Fee per day of Proof/Debate	£227	£227
Hearing Fee per half hour	£77	—
Appeal to the Sheriff Principal (Ordinary action)	£113	£113
Lodging of Account for Taxation	£43	£43
Certified copy of documents	£18	—
Citation of a civil jury	£298	—
Summary Cause Warranting	—	£78
Appeal to Sheriff Principal	—	£59



**CONWAY**  
Accident Law Practice

[www.accidentlawscotland.com](http://www.accidentlawscotland.com)

This Newsletter is published by  
**The Conway Accident Law Practice**

71 Oxford Street  
Glasgow G5 9EP

t 0141 319 8240

e [info@accidentlawscotland.com](mailto:info@accidentlawscotland.com)



Ronald Conway is a Fellow of the  
Association of Personal Injury Lawyers