

Dear Sirs,

Re. Consultation Paper in Sheriff Court on Personal Injury

We refer to the above consultation paper. In relation to the consultation paper, we would wish to refer to proposed Rule of Court XX.10.

In relation to the Pre-Proof meeting, we would ask that a provision be inserted that the Pre-Proof meeting could take place by telephone. If necessary, parties could discuss the matter on the phone and then take instructions from their representatives. The current procedure in the Court of Session has the advantage that use can be made of the Advocates Meeting Rooms and because it is a Court of Session action, it is likely that agents will be based in Edinburgh or may have correspondents there. Clearly, with a Sheriff Court action, a Pre-Proof meeting, if held in person, may result in considerable travelling costs and in addition, there may be problems with agents agreeing an appropriate venue.

We would ask therefore that consideration be given to the above.

Yours faithfully

Lawford Kidd

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