

**COURT OF SESSION
PRACTICE NOTE**

NO. 1 OF 2007

PERSONAL INJURIES ACTIONS: EXPERT EVIDENCE

1. Under Rule 43.6 of the Rules of the Court of Session, parties in Personal Injuries Actions are required to lodge in process any productions on which they intend to rely in accordance with the timetable issued by the Keeper of the Rolls, generally 8 weeks before the diet of proof or jury trial.
2. Practitioners are reminded of the principles of early disclosure of evidence underlying the procedures set out in Chapter 43 with a view to facilitating early settlement. The practice whereby parties delay disclosure of expert reports until the last minute is to be discouraged. Parties will be expected to lodge in process, within a reasonable time after receipt, all expert reports on which they intend to rely, whether in relation to liability or quantum. Failure to do so without reasonable cause may have a consequence in expenses.

Lord President

Edinburgh
16th January 2007