

Form 3.4 Notice of an inquiry under the Inquiries into Fatal Accidents and Sudden Deaths etc. (Scotland) Act 2016

SHERIFFDOM OF NORTH STRATHCLYDE AT PAISLEY

Court ref: PAI-B383-21

KATHLEEN STEWART, PROCURATOR FISCAL FOR THE DISTRICT OF DUMBARTON
GIVES NOTICE UNDER SECTION 15(1) OF THE INQUIRIES INTO FATAL
ACCIDENTS AND SUDDEN DEATHS ETC. (SCOTLAND) ACT 2016 THAT:

1. An inquiry into the deaths of Simon Midgley and Richard John Dyson ('Richard Dyson') is to be held.
2. The inquiry is mandatory in respect of Simon Midgley under sections 2(1), and 2(3) of the Inquiries into Fatal Accidents and Sudden Deaths etc. (Scotland) Act 2016 ('the 2016 Act'), as said Simon Midgley died as a result of an accident whilst said Simon Midgley was acting in the course of his self-employment.
3. The inquiry is discretionary in respect of Richard Dyson under section 4 of the 2016 Act, as the Lord Advocate considers that the death occurred in circumstances giving rise to serious public concern, and considers that it is in the public interest for an inquiry to be held into the circumstances of the death.
4. A single inquiry is to be held into the death of Simon Midgley and Richard Dyson because it appears to the Lord Advocate that the deaths occurred as a result of the same accident.
5. A Preliminary Hearing has been fixed for 11 January 2022 at 10am within the Sheriff Court House at Paisley, Sheriff Court House, St James Street, Paisley, PA3 2HW.

Notice

6. You may wish to seek legal advice and may be eligible for legal aid to enable you to participate in this inquiry.

If you wish to participate in this inquiry you must notify the court of your intention to do so under rule 3.3(4) of the Act of Sederunt (Fatal Accident Inquiry Rules) 2017.