

FORM 26A.14-A

Rule 26A.14(1)

Group proceedings under section 20(7)(a) of the Civil Litigation (Expenses and Group Proceedings) (Scotland) Act 2018 – Opt-in proceedings – Form of notice of consent for a person’s claim to be brought in group proceedings

This Form is to be completed by you for the purpose of providing express consent for your claim, which may be the subject of civil proceedings, to be brought in group proceedings (within the meaning of section 20(1) of the Civil Litigation (Expenses and Group Proceedings) (Scotland) Act 2018 (“the Act”)) under section 20(7)(a) of the Act.

Before your claim can be brought in the group proceedings the completed Form must be sent to your Representative Party (within the meaning of section 20(2) of the Act), or to the person who has submitted, or is to submit, an application for such authorisation to the court under section 20(3)(b) of the Act, as the case may be.

You may send this Form to your Representative Party (or, as the case may be, the person who has submitted, or is to submit, an application for such authorisation to the court) either by posting the notice or, where your representative party (or, as the case may be, that person) has confirmed that they accept e-mail service, by using electronic means.

Name (provide your full name and designation):

Address (provide your full address, including postcode):

Date of birth (provide your date of birth):

Contact telephone number (provide your contact telephone number):

E-mail address (provide your email address):

Lead pursuer (if any) in the group proceedings is

(insert full name, designation and address of the lead pursuer (if any and if known)):

Defender[s] in the group proceedings is [are]

(insert full name[s] and address[es] of the defender[s] (if known)):

Claim:

(provide a full and detailed summary of your claim to include all such information which shows that you satisfy the eligibility criteria to be a member of the group on whose behalf group proceedings are to be, or have been, brought, such as:—

any reference numbers/individual identifiers (for example, washing machine serial number and model number, NHS number or airline flight number etc.);

the date of purchase, date of your injury or operation (as the case may be) etc.;

evidence in support of your claim must be provided).

I confirm that I am aware that by providing my express consent for my claim to be brought in group proceedings that I will be bound by interlocutors pronounced by the court in the proceedings, should the court grant permission for the bringing of the proceedings. I confirm that I am aware that this could include interlocutors pronounced by the court in the proceedings prior to my joining the group.

I, hereby, provide my express consent to [*insert the name and address of your Representative Party, or the person who has sought, or is to seek, such authority of the court*] to bring the group proceedings on my behalf.

[I confirm that no other civil proceedings are ongoing in respect of my claim, nor have I settled my claim judicially or non-judicially.]

I consent to the sharing of the information provided within this notice by [*insert the name and address of your Representative Party, or the person who has sought, or is to seek, such authority of the court*] with the Court of Session.

I consent to the sharing of my information which may be recorded in the Group Register (my name, address, date of birth and any additional information relevant to my claim) with the defender in accordance with Chapter 26A of the Rules of the Court of Session.

The further sharing of the information provided within this notice, or any such other personal data in connection with my claim, by [*insert the name and address of your Representative Party, or the person who has sought, or is to seek, such authority of the court*] may only be done with my express consent.

(Signed)

Pursuer

[*or Solicitor [or Agent] for [Pursuer]*]

(Date)