EXPLANATORY NOTES

DAMAGES (SCOTLAND) ACT 2011

INTRODUCTION

SUMMARY AND BACKGROUND TO THE ACT

COMMENTARY ON SECTIONS

- Section 1: Damages to injured person whose expectation of life is diminished
- Section 2: Transmission of deceased's rights to executor
- Section 3: Application of sections 4 to 6
- Section 4: Sums of damages payable to relatives
- Section 5: Discharge of liability to pay damages: exception for mesothelioma
- Section 6: Relative's loss of personal services
- Section 7: Assessment of compensation for loss of support
- Section 8: Further provision as regards relative's entitlement to damages
- Section 9: Transmission of relative's rights to executor
- Section 10: Enforcement by executor of rights transmitted under section 2 or 9
- Section 11: Executor's claim not excluded by relative's claim etc.
- Section 12: Limitation of total amount of liability
- Section 13: Amendment of section 9 of Administration of Justice Act 1982
- Section 14: Interpretation

PARLIAMENTARY HISTORY