

QS
CLEAR PRICE
GUARANTEE

WE'RE HERE FOR YOU

Expert local personal injury advice.



QualitySolicitors
Barwells



A guide to help you

We know that an injury can cause a wide range of problems, more than just coping with your pain and discomfort. We're here to make things as simple and straightforward as possible. In this guide we've given you the key things we think you need to know when it comes to injury claims, including a step by step guide to the process and information on how compensation is calculated.



Your injury claims specialists

We can help if you or someone you care about has been injured as the result of someone else (whether it is completely their fault or only partly). You are entitled to seek compensation for both the injury and any financial losses. We can help you make a claim to get the compensation and support you need and are entitled to. That's compensation which takes into account all aspects of how your injury has affected your work and loss of income, your family life and commitments and your social activities, both now and in the future. Whatever the circumstances, whoever was injured and however bad the injury was, come and see how we can help you.



We are local

Being local makes it easier to get to know you and for you to let us know just how your injury has impacted on your life. With us, you'll get a lawyer who fully understands your situation and is on your side, so you will be able to claim for the full compensation you're entitled to.

With us you get the reassurance of national expertise delivered locally. That means that as well as meetings at our office we can often arrange home or hospital visits where it is difficult for you to come to us.



A QualitySolicitors Guide

Disclaimer: this guide is provided for information purposes only. We have done our best to ensure that the information contained in this guide is correct as of 04.04.2014. It applies only to England and Wales. However, the guide has no legal force and the information may become inaccurate over time, due to changes in the law. It is not possible to cover every situation or point in this type of guide and some of the information is over-simplified. The information in this guide does not constitute legal advice and we will not be liable to you if you rely on this information. Before you take any action, you should find out how the law applies to you and your particular situation by taking legal advice as soon as possible (to avoid any deadlines that may apply). Please get in touch as we offer a range of affordable services and options.



Accident and injury compensation claims

The steps involved



Information gathering

We'll work with you to put together the documents, photos and other evidence needed to prove your claim, to help you gain the full compensation you're entitled to.



Claim notification

We'll provide details of your claim to the insurers of the person or company who was to blame for causing your injury.



Medical report

We'll arrange one or more independent medical examination by approved specialists to provide full medical evidence of all you've been through.



Negotiations

We'll present your full case and evidence to the insurers. Our aim is to negotiate the best 'out of court' settlement possible – saving you the worry of going to court.



Court assessment

If the insurers of your opponent do not offer a fair level of compensation we are not afraid of fighting hard on your behalf. We can request a court assessment. A judge will review the evidence to decide who was to blame and how much compensation you should be awarded, if this is needed then with us you'll find we support you every step of the way.



Compensation

When we help you win your claim, either by negotiations or through the court, then the final stage is that you receive your compensation.





How to win a personal injury claim

There are four main rules you need to follow to win a personal injury claim and receive compensation for an injury. Our lawyers are specialists in helping you comply to get compensation for an injury caused by the actions of someone else. We will help you with each of them:



Legal time limit



Cause



Blame



Reasonableness of losses



Legal time limit

In most cases you have a maximum of **three years** from the date of the accident to settle your claim or to issue court proceedings. Shorter deadlines may apply to injuries incurred at sea or travelling by plane or overseas. However, injured children often have until their 21st birthday.

The deadline rules can be complex, so it's always worth getting in touch with us, even if you think you may have left it too late. Always take advice as quickly as possible, to make sure there's enough time for your lawyer to gather any evidence or records needed to prove your claim.



Cause

Next you will need to show that your injuries and financial losses were the result of the incident (and would not have happened anyway). Sometimes we will arrange for independent evidence to seek to prove this.



Blame

Your accident and injury has to be someone else's fault. Or at least they must be partly to blame (even if you or someone else was also partly to blame).

This is usually shown in a common-sense way, that someone did something foolish (such as bad driving) or failed to do something sensible (like provide safety equipment for employees), whereas, if they had thought about it they would have realised that someone might get hurt. When needed we will arrange for independent evidence on this issue.



Reasonableness of losses

You will need to show the expenses you are claiming as a result of your injury are reasonable and not excessive. Our job is to argue your case and prove the figure being requested is reasonable, helping you support them with evidence such as receipts.



Injury claims for children

Injury claims aren't just limited to adults. We're also experienced in helping families claim compensation, where someone else is partly or entirely to blame for the child's injury or suffering.



Your Options

Speaking to us is unlikely to be your first thought. But once the emergency is over, we can help you do the following:

- Make sure your child receives all the medical treatment they need, even if it is not available free through the NHS.
- Take action against the person or organisation responsible.
- Prevent other children (or their families) having to go through what you've been through.
- Do the right thing for your child – ensure that your child gets all the equipment and extra help they need to make a full recovery and to lessen their suffering.
- Get compensation for your child for everything they have been through.

The law also recognises the huge burden often put on an injured child's family – such as having to take time off work to look after the child, plus the travel, treatment costs and other expenses involved. So, when it comes to making a claim, we'll ensure all of these types of expenses, costs and inconveniences are considered as part of the claim.

If your child has suffered an injury and you think you may have a claim, it's important to call us as soon as possible, so we can offer you the immediate support that you need.

Call us on **01323 899331**.

Or to find out more visit

www.qualitysolicitors.com/barwells/services/injury-claims



How is compensation calculated?

The type and amount of compensation you can claim will depend on your injury and your own personal circumstances. We've listed some of the types below with examples of what you might be able to claim for.

1

Losses and expenses

This can include lost wages, medical treatment costs or damage to your property. We'll work with you to get proof of the cost and then claim it back.

2

Future losses and expenses

If you are left with a long-term injury or face the prospect of reduced future income, then we'll ensure your claim covers this, along with how your future expenses may increase with inflation over the coming years.

3

Injury compensation

We use court guidelines and past court decisions to calculate what you're entitled to for your pain, suffering and the disruption to your life. This helps us to negotiate your compensation payment without the delays of a court hearing. The questions we'll consider are:

- How long you suffered?
- How bad the pain is or was?
- How long will it take before you make a full recovery?
- If you already had medical problems, made worse by the accident, then how long before you return to the position you were in before the incident?
- Whether you'll be left with permanent symptoms?
- How visible any scarring is (and if it will be permanent)?
- How bad any long-term or permanent symptoms will be?
- The psychological consequences of your injury?
- How badly the injury has interfered with your ability to lead a normal life?

4

Other compensation or general damages

Along with your injury compensation, we'll help you claim for general damages – this covers other aspects of your suffering and is usually for the things where it's not always possible to put a precise compensation value on. This could include compensation for:

- Loss of enjoyment of a special event such as a holiday, Christmas or perhaps a family wedding.
- Compensation for a friend or family member caring for you and helping you with activities prevented by your injury.
- Having to change jobs to something far less enjoyable or less prestigious, or to a job with less sociable hours or more travel time.
- Potential future problems due to the injury, such as finding it harder to get a new job if you lost your current one.



What you'll pay for our legal work



Free First Advice

- ✓ Find out how we can help you.
- ✓ Advice to find out if you're likely to get compensation.
- ✓ Find out about how much compensation you may be entitled to.
- ✓ No obligation – suitable for those thinking of claiming compensation.
- ✓ Confidential service, available at a time convenient to you.

FREE



Complete Service

- ✓ No upfront costs.
- ✓ Genuine 'no win no fee' service for the cost of our work.
- ✓ Injury compensation as well as medical treatment costs, lost income, other expenses and future losses.
- ✓ Local face to face meetings with your lawyer. These are rarely offered by claims companies but are important for your lawyer to properly help you and to ensure that your claim has the best chance of success.
- ✓ Support from start to finish from an expert local lawyer who's on your side – to make sure you receive all the compensation that you are entitled to.

0%
if you lose,
you pay nothing
for our work

**If you win
you'll pay us
no more than
25%**
of the
compensation
for our work



National expertise delivered locally

There may be times during your case where it would be easier, or you would prefer to meet with us face to face. That's not a problem – we have 200 branches across the UK, so you're bound to find an office local to you. Or if coming to us is difficult, we can usually arrange to come and see you instead – at home or in hospital.



Who are QualitySolicitors?

Your local legal experts

With 200 branches across the UK, our solicitors are local, approachable and professional – all of them meeting rigorous quality standards to be part of our network. Everything we do is designed to make life easier and less stressful for you when dealing with your legal matter. You can count on us to be professional, easy to get hold of and to keep you fully informed of what we're doing and the progress of your case. We're also open on Saturdays. So whatever else is going on in your life, dealing with QualitySolicitors won't be a hassle.



QualitySolicitors offer the following key promises:



Direct lawyer contact



Free First Advice



Saturday openings*



Clear Price Guarantee



Same-day response

*Contact your local office for availability on Saturdays



Next steps

The first step is to call us and use our **Free First Advice** service. You'll speak with a friendly legal assistant who will take your details and put you in touch with one of our expert but friendly lawyers. Where you first want some specific questions or concerns answered we offer a free service that is confidential and with no obligation to go on to use our service. We can often arrange a home or hospital visit to help you start the claim process.

- Call us on **01323 899331**.
- If you'd prefer to arrange the free lawyer call back online, go to **www.qualitysolicitors.com/barwells/services/injury-claims**



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