



Welcome to our September 2023 edition of More for Lawyers. September has been a busy month for the firm and we were delighted to announce our merger with MacRoberts (see below for more detail) which will consolidate two of Scotland's leading litigation practices. I hope you have been enjoying our summer of CPD series and I have been delighted to see so many of you at the webinars. This month's bulletin includes articles on property, planning, family and personal injury. I hope they all prove to be helpful and that the start of Autumn means a busy end to the year for everyone.

RICHARD MCMEEKEN

Partner, Litigation and Solicitor Advocate



News from Morton Fraser

We are delighted to announce our intention to merge with MacRoberts, creating a new style of firm within the top tier of independent Scottish law firms and becoming the third largest independent firm by number of solicitors. Subject to regulatory and other approvals, the merger is projected to go live in 1 November 2023.

We have published answers to some common questions you may have [here](#). For anything else, please do get in touch with us.

Summer of CPD

Our final webinar of the Summer of CPD series took place earlier this week. Thank you to all who attended the webinars over the course of the summer. You can catch-up on any of the webinars you might have missed via the links below:

[Essential Employment Law](#)

[English Family Law: What Scots Lawyers Need to Know](#)

[Commercial Case Law Update](#)

[A Guide to Public Inquiries](#)

[Pursuing Personal Injury Claims - The Importance of Trauma Informed Practice](#)

If you have any feedback on the webinars or suggestions for future topics please do get in touch with [Katie Yule](#). We are always looking to improve our service and your feedback is appreciated.



AUTHOR: NICOLA EDGAR

What is a loss of society claim?

The Damages (Scotland) Act 2011 entitles close family members to make a claim for compensation following the death of a loved one.

The right to make a claim only applies when the circumstances of the death were wrongful. This means that there must have been a negligent act which resulted in the death, for example, where a driver caused a road traffic collision or a doctor provided incorrect treatment.

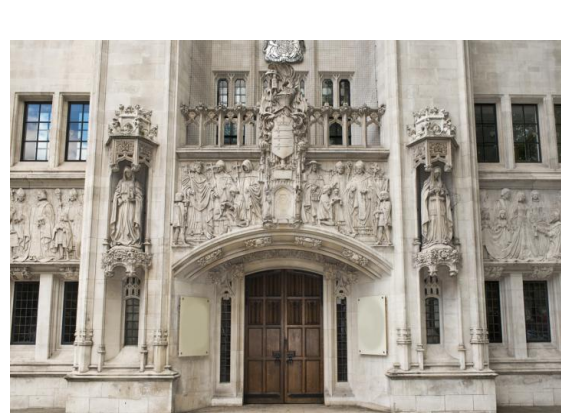
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AUTHOR: DOUGLAS MILNE

National Planning Framework 4: Wind Energy Developments and impact on historic assets

Morton Fraser acted recently for Historic Environment Scotland in the public inquiry into the Sheirdrim Renewable Energy Development in Argyll and Bute. Scottish Ministers issued their [decision](#) on 26 June 2023.

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AUTHORS: TRUDY BURNS & MARK PELOSI

Jurisdictional differences in the transfer of unresolved financial family law claims after death

A recent UK Supreme Court (UKSC) decision has emphasised further the difference in approach to financial provision (or financial relief, in England) between Scotland and England.

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AUTHORS: KENNETH CARRUTHERS & SALLY ANTHONY

Scottish property law cases - the best of 2023 (so far!)

As we pass the mid-point of 2023, we look back and reflect on some of this year's most important and relevant cases impacting on property law. In a year which has already provided numerous interesting decisions we have chosen our top five.

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Events

- Richard McMeeken will be providing a training session on *Contracts, Implied Terms and Unjust Enrichments in Scotland* as part of MBL's Learn Live programme on 27 November. Full details and registration links are available [here](#).
- Our employment law experts will be hosting a series of webinars over the autumn covering key employment topics such as data protection in the work place and mental health at work. Full details and information on how to register is available [here](#).

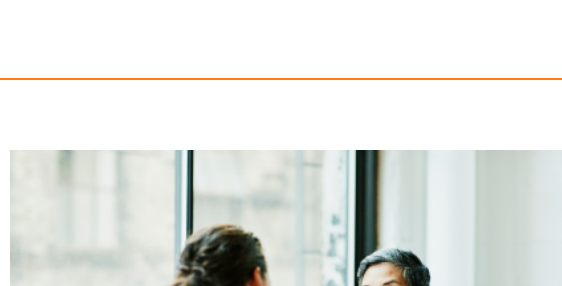
Litigation Updates

SCTS are inviting law firms to begin using their application programme interface service for simple procedure claims. The service allows for bulk submissions of claims and would benefit those that do high volume simple procedure business - [New service for Simple Procedure claims \(scotcourts.gov.uk\)](#).



Our Service

More for Lawyers is for our professional colleagues. Working in partnership with other law firms throughout Scotland we can ensure that our clients and theirs get the best possible service. Our focus is on litigation agency work in the Court of Session, Sheriff Appeal Court and the All-Scotland Personal Injury Court. We also offer mediation services.



Areas of Expertise

We provide advice to clients on the following areas: contract disputes; company, partnership & shareholder disputes; insolvency; property & real estate; banking & finance; insurance; reparation & personal injury; and trusts & executry disputes.

Richard McMeeken leads our More for Lawyers offering. Please get in touch with Richard to discuss any instructions, [email](#) or call 0131 247 1035.

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