Capping Damages in Personal Injuries Actions

Closing date for submissions: Friday, 31st January 2020

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With this issues paper, the Commission is seeking views in relation to the following:

1. In your opinion, are there any other constitutional concerns in addition to those discussed in Chapter 3 of this Issues Paper that should be considered in the Commission’s Report on this project?

2. (a) Do you consider that any of the models discussed in Chapter 4 satisfy the constitutional concerns raised in Chapter 3?

2. (b) If the answer to question 2(a) is “yes” please indicate which Model you consider would meet those constitutional concerns, and why?

3. Is there any other model for capping damages in personal injuries cases, not considered in this Issues Paper, which you believe would be appropriate?