



Agenda Item 4

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| Meeting | SPA Legal Committee |
| Date | 1 August 2023 |
| Location | Video Conference |
| Title of Paper | Legal Services Claim Handling - Quarterly Statistical Information Report - Trends and Analysis in litigation |
| Presented By | James Douglas, Legal Services Manager |
| Recommendation to Members | For Discussion |
| Appendix Attached | Yes – Appendix 1 – Employer and Motor Claims |

PURPOSE

The Committee asked that a report be provided on a quarterly basis on settlement figures arising from claims raised against Police Scotland.

Members are invited to discuss the contents of this paper and appendix.

1. BACKGROUND

- 1.1 The SPA Legal Committee directed that a standard report be presented to the Committee every quarter outlining the number of legal cases settled by Police Scotland within the previous financial quarter.

2. FURTHER DETAIL ON THE REPORT TOPIC

- 2.1 This report represents the latest in a series laid before the Committee. Those on the Committee have advised that they would ultimately wish to see any trends on the types of cases being raised against Police Scotland, and eventually settled, to determine if further training or investigation is needed to reduce the number of said claims.
- 2.2 The tables below outline the number of claims settled by Police Scotland during the period April - June 2023 (Q1) under the general headings of Employers' liability, Public liability and motor vehicle claims.
- 2.3 In Quarter 1 of the financial year 22-23, of the 104 claims settled by Police Scotland; 84 claims were motor related, 7 were employer liability matters and 13 related to public liability.
- 2.4 The following tables are intended to represent the different types of claim settled by Police Scotland, the total settlement figures under said headings and an average settlement figure. The Committee asked at its meeting in March 2021 that a table be added to the report to show the settlement figures as a percentage of the settlement figures within the current financial year. That figure is now provided within the tables.

OFFICIAL

EMPLOYERS LIABILITY CLAIMS APRIL - JUNE 2023

| Range | No of Case References | Total Settlements £ | Average £ | % of FY £ |
|---------------|-----------------------|---------------------|--------------|----------------|
| £0 - £75K | 7 | 55,388 | 7,913 | 100.00% |
| £75K - £150K | | | | 0.00% |
| £150K - £250K | | | | 0.00% |
| £250K - £1M | | | | 0.00% |
| £1M + | | | | 0.00% |
| Total | 7 | 55,388 | 7,913 | 100.00% |

EMPLOYERS LIABILITY CLAIMS FINANCIAL YEAR 2023-24

| Range | No of Case References | Total Settlements £ | Average £ |
|---------------|-----------------------|---------------------|--------------|
| £0 - £75K | 7 | 55,388 | 7,913 |
| £75K - £150K | | | |
| £150K - £250K | | | |
| £250K - £1M | | | |
| £1M + | | | |
| Total | 7 | 55,388 | 7,913 |

PUBLIC LIABILITY CLAIMS APRIL - JUNE 2023

| Range | No of Case References | Total Settlements £ | Average £ | % of FY £ |
|---------------|-----------------------|---------------------|--------------|----------------|
| £0 - £75K | 13 | 32,368 | 2,490 | 100.00% |
| £75K - £150K | | | | 0.00% |
| £150K - £250K | | | | 0.00% |
| £250K - £1M | | | | 0.00% |
| £1M + | | | | 0.00% |
| Total | 13 | 32,368 | 2,490 | 100.00% |

OFFICIAL

PUBLIC LIABILITY CLAIMS FINANCIAL YEAR 2023-24

| Range | No of Case References | Total Settlements £ | Average £ |
|---------------|-----------------------|---------------------|--------------|
| £0 - £75K | 13 | 32,368 | 2,490 |
| £75K - £150K | | | |
| £150K - £250K | | | |
| £250K - £1M | | | |
| £1M + | | | |
| Total | 13 | 32,368 | 2,490 |

MOTOR CLAIMS APRIL - JUNE 2023

| Range | No of Case References | Total Settlements £ | Average £ | % of FY £ |
|---------------|-----------------------|---------------------|--------------|----------------|
| £0 - £75K | 84 | 367,476 | 4,375 | 100.00% |
| £75K - £150K | | | | 0.00% |
| £150K - £250K | | | | 0.00% |
| £250K - £1M | | | | 0.00% |
| £1M + | | | | 0.00% |
| Total | 84 | 367,476 | 4,375 | 100.00% |

MOTOR LIABILITY CLAIMS FINANCIAL YEAR 2023-24

| Range | No of Case References | Total Settlements £ | Average £ |
|---------------|-----------------------|---------------------|--------------|
| £0 - £75K | 84 | 367,476 | 4,375 |
| £75K - £150K | | | |
| £150K - £250K | | | |
| £250K - £1M | | | |
| £1M + | | | |
| Total | 84 | 367,476 | 4,375 |

3. HISTORICAL SETTLEMENT FIGURES

3.1 The Committee asked to be provided with historical figures for the settlement of cases within the 3 categories. Those are represented in the Table at Appendix 1.

4. FINANCIAL IMPLICATIONS

4.1 There are no further financial implications in this report. Clearly the report provides information about the numbers and values of claims raised against Police Scotland, however the report gives no rise to further financial implications in and of itself.

5. PERSONNEL IMPLICATIONS

5.1 There are no personnel implications in this report.

6. LEGAL IMPLICATIONS

6.1 There are no legal implications in this report.

7. REPUTATIONAL IMPLICATIONS

7.1 There are reputational implications associated with this paper.

The number of claims settled by Police Scotland is a matter of public interest. The report itself provides detailed information about the numbers and values of claims within the current financial year. Accordingly, reputational implications may flow therefrom.

8. SOCIAL IMPLICATIONS

8.1 There are no social implications in this report.

9. COMMUNITY IMPACT

9.1 There are no community implications in this report.

10. EQUALITIES IMPLICATIONS

10.1 There are no equality implications in this report.

11. ENVIRONMENT IMPLICATIONS

11.1 There are no environmental implications in this report.

RECOMMENDATIONS

Members are invited discuss the contents of this report and appendix.



Appendix 1

**Employer
Claims**

| | 2018/19 | | 2019/20 | | 2020/21 | | 2021/22 | | 2022/23 | |
|------------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|
| Range | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ |
| £0 - £75K | 32 | 304,222 | 33 | 348,501 | 19 | 195,448 | 32 | 258,911 | 25 | 291,425 |
| £75K - £150K | 1 | 150,000 | - | - | - | - | - | - | - | - |
| £150K - £250K | - | - | - | - | - | - | 1 | 155,000 | - | - |
| £250K - £1M | 4 | 1,631,948 | 2 | 1,172,435 | 2 | 853,000 | - | - | - | - |
| £1M + | - | - | - | - | - | - | 1 | 1,910,332 | 1 | 1,263,867 |
| Employers Total | 37 | 2,086,170 | 35 | 1,520,936 | 21 | 1,048,448 | 34 | 2,324,243 | 26 | 1,555,292 |

Public Claims

| | 2018/19 | | 2019/20 | | 2020/21 | | 2021/22 | | 2022/23 | |
|---------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|
| Range | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ |
| £0 - £75K | 64 | 209,979 | 75 | 271,430 | 55 | 343,571 | 55 | 451,340 | 64 | 241,284 |
| £75K - £150K | - | - | - | - | 1 | 150,000 | 2 | 270,950 | - | - |
| £150K - £250K | - | - | - | - | - | - | 1 | 160,500 | - | - |
| £250K - £1M | - | - | 1 | 269,197 | - | - | 2 | 800,950 | - | - |
| £1M + | - | - | - | - | - | - | - | - | - | - |
| Public Total | 64 | 209,979 | 76 | 540,627 | 56 | 493,571 | 60 | 1,683,740 | 64 | 241,284 |

Motor Claims

| Range | 2018/19 | | 2019/20 | | 2020/21 | | 2021/22 | | 2022/23 | |
|--------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|
| | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ |
| £0 - £75K | 245 | 765,236 | 242 | 702,567 | 214 | 652,761 | 214 | 801,463 | 230 | 872,141 |
| £75K - £150K | - | - | 1 | 124,668 | - | - | - | - | - | - |
| £150K - £250K | - | - | - | - | 1 | 200,000 | - | - | 1 | 164,661 |
| £250K - £1M | - | - | - | - | - | - | - | - | - | - |
| £1M + | - | - | - | - | - | - | - | - | - | - |
| Motor Total | 245 | 765,236 | 243 | 827,234 | 215 | 852,761 | 214 | 801,463 | 231 | 1,036,801 |

Total of all Claims

| Range | 2018/19 | | 2019/20 | | 2020/21 | | 2021/22 | | 2022/23 | |
|---------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|-----------------------|---------------------|
| | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ | No of Case References | Total Settlements £ |
| £0 - £75K | 341 | 1,279,438 | 350 | 1,322,498 | 288 | 1,191,781 | 301 | 1,511,714 | 319 | 1,404,850 |
| £75K - £150K | 1 | 150,000 | 1 | 124,668 | 1 | 150,000 | 2 | 270,950 | - | - |
| £150K - £250K | - | - | - | - | 1 | 200,000 | 2 | 315,500 | 1 | 164,661 |
| £250K - £1M | 4 | 1,631,948 | 3 | 1,441,631 | 2 | 853,000 | 2 | 800,950 | - | - |
| £1M + | - | - | - | - | - | - | 1 | 1,910,332 | 1 | 1,263,867 |
| TOTAL | 346 | 3,061,386 | 354 | 2,888,797 | 292 | 2,394,781 | 308 | 4,809,447 | 321 | 2,833,378 |