

## **CONDITIONAL FEE AGREEMENTS**

We may be able to act for you under a Conditional Fee Agreement, also known as a “CFA” or “no win, no fee agreement”.

A feature of the Conditional Fee Agreement is that, in exchange for us taking the risk of not being paid for any of our work if you are unsuccessful, we are entitled to a “success fee” if you win, (i.e. on your behalf we obtain an agreement from your opponent to pay, or a court awards compensation in your favour). The success fee in this Agreement is a 100% increase on our hourly charging rate.

If you win your claim, you pay our hourly rate charges, our disbursements (payments of expenses on your behalf) and the success fee, up to 25% of damages. VAT is charged on the hourly rate and the success fee. You are entitled to seek recovery from your opponent of our basic charges, our expenses, a success fee and the insurance premium. We confirm that [with the exception of any extra fees for medical evidence,] if you win your claim but we are unable to recover in full these amounts, we will reduce your liability under this agreement to the amount received from your opponent, ordered, or agreed to be paid by your opponent.

If your opponent fails to pay any of the compensation or costs owed to you, we have the right to take recovery action in your name to enforce any judgment, order or agreement. The charges of this action become part of our basic charges.

It may be that your opponent, during the course of the case, makes a Part 36 offer payment which you reject, on our advice and your claim for damages goes ahead to trial where you recover damages that are less than that of the Part 36 payment. If this happens we will not claim any charges or success fee for work done after we received notice of the offer for payment.

If you receive interim damages we may require you to pay our disbursements at that point and the reasonable amount of our future disbursements. If you receive provisional damages we are entitled to payment of our basic charges, our disbursements and the success fee at that point.

If on the way to winning or losing you are awarded any costs by agreement or court order, then we are entitled to payment of those costs, together with a success fee on those charges if you win overall.