

**A (A Child/ Protected Party by Her Mother & Litigation Friend) –v- D NHS
Foundation Trust**

The NHSLA have recently agreed a new Model Order relating to Loss of Earnings claims made pursuant to a periodical payments order. The Order has been approved by the Court and sets out a new Schedule relating to a PPO which will become effective at some point in the future. This will be especially important for cases involving children where it might be considered beneficial to have an additional tax free income stream to mirror the loss of earnings. For the link to the Order see [the attached document.]

Practitioners should also be aware that attempts by the NHSLA to introduce a 3 month notice period where a Claimant seeks a release from a Peter's Undertaking was unsuccessful. The Claimant only has to give "reasonable notice" to the NHSLA should it seek such a release.

For further information please contact Gerwyn Samuel at Doughty Street Chambers or Tracy Norris Evans at Withy King.