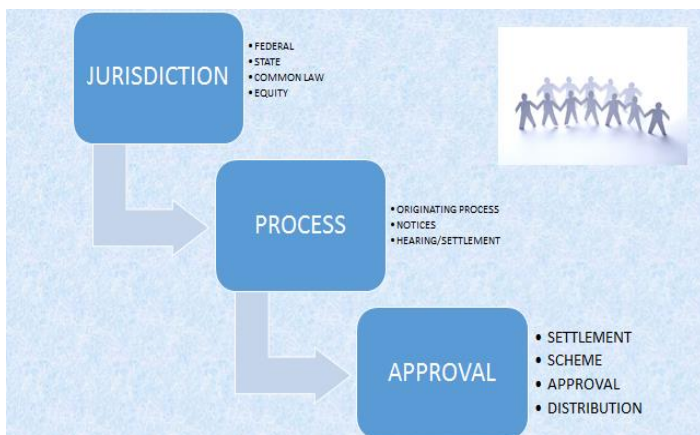
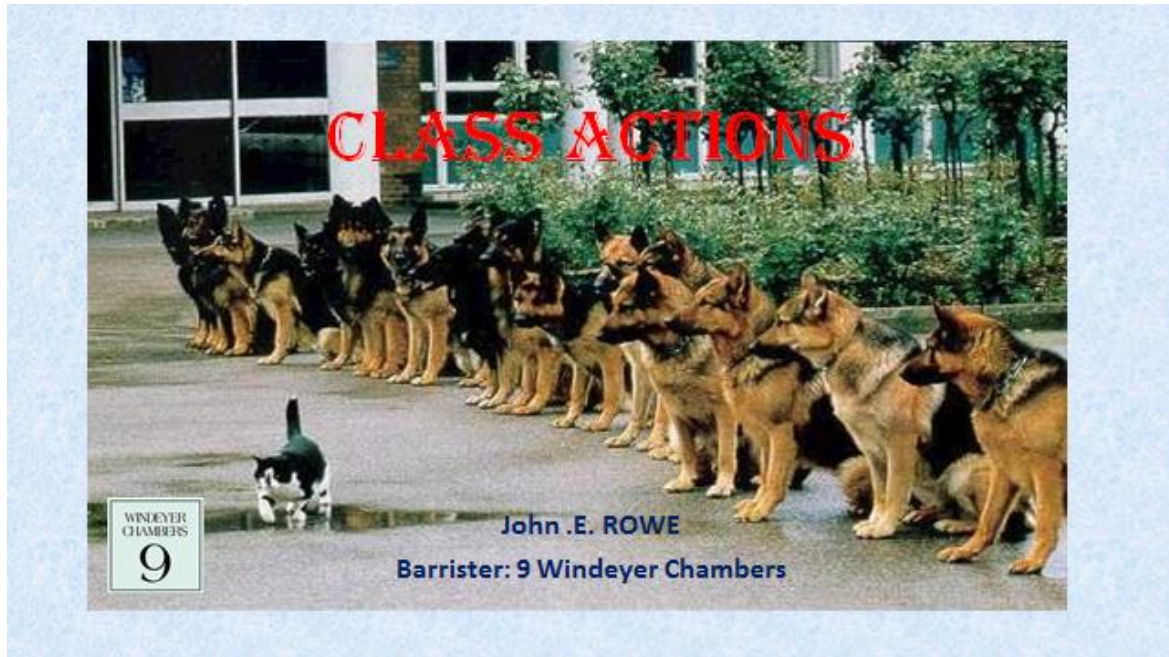


OUTLINE



SETTLEMENT
How much?

Agreement to formula of assessment.

Agreement to have representative group assessed and make a global offer.

Agree to submit each claim to arbitration.

SETTLEMENT
Agreement to formula of assessment

The formula will depend on the circumstances of the claim.

Loss of value of shares may involve an agreement of amount of loss per share multiplied by the number of shares.

A claim for personal injuries may involve agreement on maximum non economic loss, gradations of non economic loss, method of measurement of non economic loss, economic loss, evidence of economic loss, etc.

A claim for economic loss say by way of a fire may involve agreement as to value of different types of fencing, crops, trees, machinery, houses, buildings, etc.

The formula may include identification of expert assessors including counsel.

The agreement should also provide for assessment by an independent counsel in the event that a group member is dissatisfied with his assessment.

SETTLEMENT
Agreement to have representative group assessed and make a global offer.

This will require the lawyers for the applicant to carry out initial assessments, albeit of a representative sample, to enable a basis of a sensible indicative assessment prior to settlement negotiations or mediation.

All the detail of each representative claimant should be provided to the respondent before the negotiations or mediation so that both parties will be in a position to make an informed assessment of the value of the case.

It is clear this approach will not produce an exact assessment of the loss but it has commercial advantages to both sides.

The applicant will not be delayed by a hearing, the amount of compensation will not be reduced by the difference in costs between costs incurred and costs recovered if the matter went to hearing.

The respondent avoids the expense of trial

