



Year of Call

1990

Year of Silk

2002

Devil Masters

The Hon Lord Bony
Malcolm CN Scott QC



Practice Profile

Gerald's practice focuses principally on high end personal injuries and professional negligence. He is regularly instructed in substantial personal injury litigations involving claims of traumatic brain injury and cervical spinal injury. A significant workload relates to commercial disputes arising out of matters such as solicitor and accountant/auditor negligence.

Gerald has acquired experience in all aspects of advocacy throughout his career, which includes service as an Advocate Depute (2001-2003). Disputes of all sorts come under Gerald's remit; generally he is instructed in matters where a robust approach is called for and attention to detail is a prerequisite for presentation of the case.

Appointments

- Former Chairman, Police Appeals Tribunal
- Former Member of Legal Panel, Mental Health Tribunal for Scotland

Selected Cases

- **David Rule v Hazelhaw Properties Limited & Scottish Power 2017 SC GLA 1**
Judgment of Sheriff Anwar following debate on the personal injuries roll in a fatal damages action concerned with the relevancy of the defender's case against the third party as a joint wrongdoer and contributor under the Occupiers' Liability (Scotland) Act 1960 and a contractual indemnity. Senior counsel for the defender.
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Bellgrove Train Disaster Fatal Accident Inquiry

- **Newton Train Disaster Fatal Accident Inquiry**
- **BP Exploration Operating Co Ltd v Chevron Transport [2001] SC (HL) 19**
- **Wisely v John Fulton Plumbers Ltd [2000] SC (HL) 95**
- **Atlas Appointments Ltd v Tinsley [1997] SC 200**
- **Cannop v Highland Council [2008] SC 603**
- **Macfarlane v Thane [2010] SC7**
- **RBS v Bannerman Johnston Maclay [2003] SC 125**

Areas of Practice

- Clinical and Professional Negligence
- Commercial
- Personal Injury
- Public and Fatal Accident Inquiries

Publications & Seminars

Regular provider of seminars on professional negligence and personal injury

Advocacy trainer, Faculty of Advocates, since 1995

Directories

Mentioned in both Chambers and Partners Bar Guide and The Legal 500 for many years.

Chambers 2019

Band 1 for Personal Injury

Band 2 for Professional Negligence

Legal 500 2017- Leading Silk (personal injury & medical negligence)