

Campbell & McCartney

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The Scottish Government Legal Directorate
Litigation Division
LP-10
LEITH

Our Ref: [REDACTED]

Your Ref: [REDACTED]

Date: 28th July 2015

ALSO BY EMAIL: [REDACTED]@scotland.gsi.gov.uk

Dear Sirs,

WILLIAM WALTON RECLAIMING MOTION TO INNER HOUSE

We refer to your letter of 9th June 2015. We now have our client's instructions.

As the Scottish Ministers were well aware, our client ended up by default being the sole litigant at the later stages of the case, and this was partly at the Ministers' making given the discussions on the first morning of the appeal. However, the PEO was determined at the Outer House stage on the basis of the assets belonging to RoadSense, and not belonging to our client in an individual capacity.

RoadSense has the sum of [REDACTED] left in its account. Our client has sought the agreement of RoadSense that that sum would be paid to the Scottish Ministers in full and final settlement of all sums owed by Mr Walton in connection with the challenge under the Roads (Scotland) Act 1984 and in connection with the decree held by the Scottish Ministers. If this was agreed, then the application that it had been intended to be made in the joint names of Mr Walton and Road Sense to the Aarhus Compliance Committee would not be made and it would, as far as our client is concerned, bring this matter to an end.

We would be grateful if you could take instructions and revert as quickly as possible. If you wish to see vouching of a recent bank statement of RoadSense then please let us know.

Without prejudice.

Yours faithfully,

Frances McCartney
Solicitor
Campbell & McCartney

Partner: Patrick Campbell
Frances McCartney



Associate: Susan Grierson