

# CROSS-BORDER RTA CLAIMS IN AND OUT OF ROMANIA:

**What every lawyer needs to know**



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## INITIAL INSTRUCTIONS & JURISDICTIONAL CLAIM CONSIDERATIONS

- **Meeting client/Initial Instructions**
- **RTA accident, Romanian driver/Romanian passenger (not wearing a seat belt), UK registered car & UK insured;**
- **Deceased passenger;**

- **Journey – coming from work:**

Romania – possible claim – accident at work?;

In the UK – straight forward Road Traffic Accident;

- **Who can claim?**

In Romania – spouse, 1st and 2nd degree relatives as parents, siblings, children and grandparents, grandchildren, aunts, uncles, nieces, nephews, half-siblings.

In the UK – spouse, children and parents, but subject to dependency evidence.



# CROSS-BORDER COOPERATION IN A UK JURISDICTION CASE

**Accident place/UK Insurer**

**1**

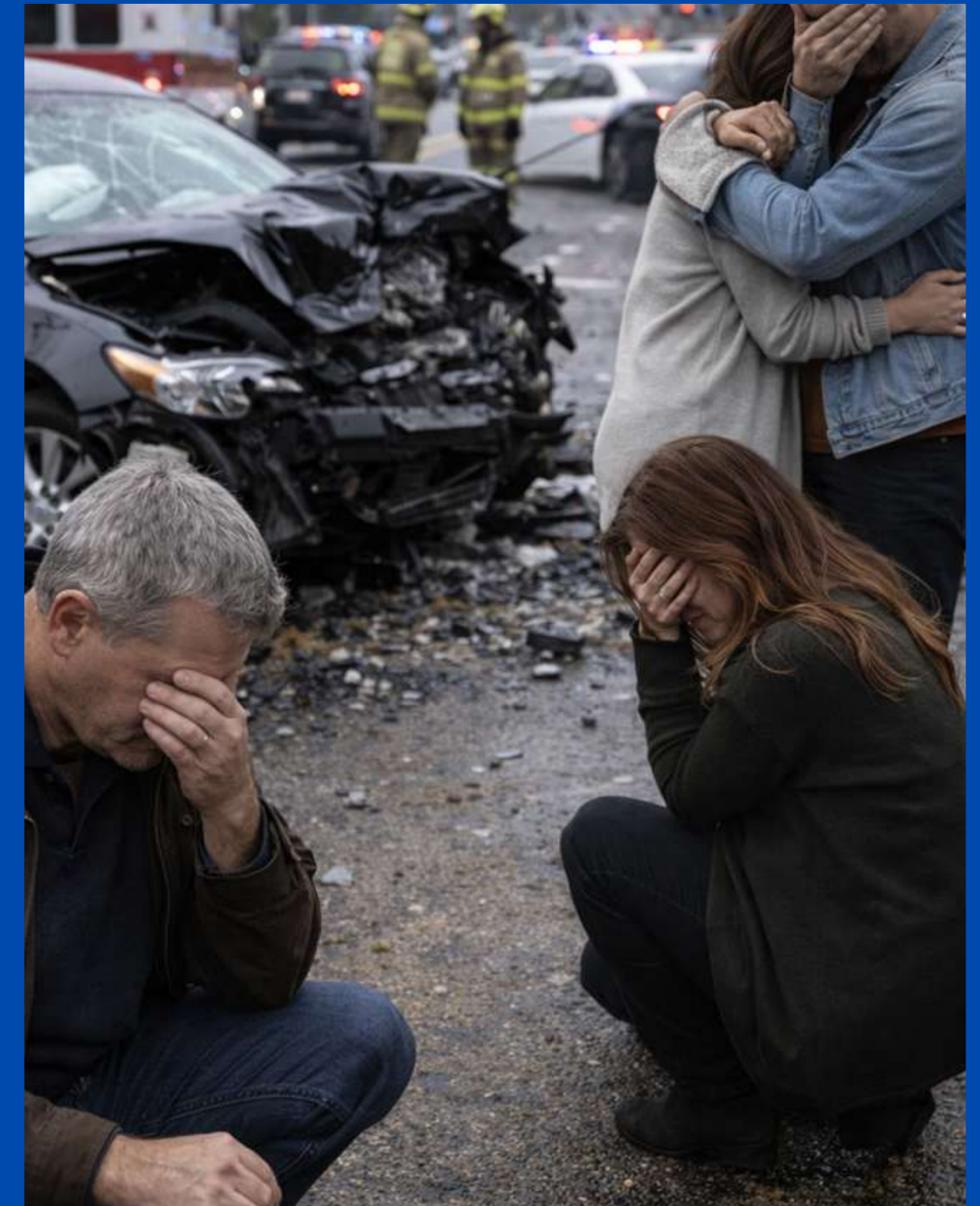
**Jurisdiction – UK**

**2**

**Instruct a UK solicitor:**

- Cross-border cooperation
- Conference organised by/with the UK solicitor

**3**



# SCHEDULE OF LOSSES

**Romania:** Compensation is awarded to cover funeral expenses, body transportation, and Christian rites, if documentation is provided.

Regarding the death of the minor's primary caregiver, the law entitles the child to claim a life annuity.

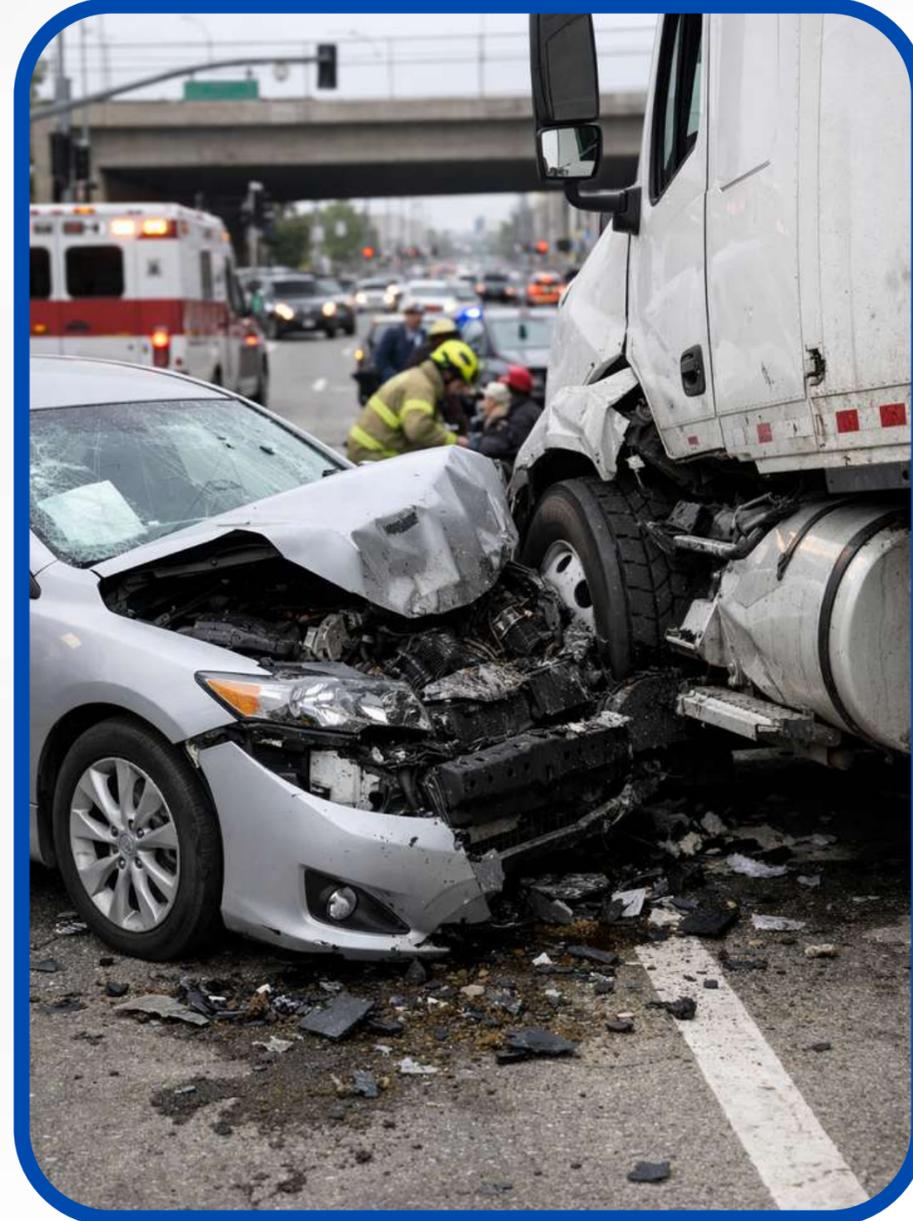
**UK:** The rules are stricter, evidence is required and if no evidence is provided, we can claim based on estimated wages (National Minimum wage).



# OFFERS

- **Pre-litigation: possible in both jurisdictions.**

- **Court proceedings in the UK.**



# SETTLEMENT

- **Co-operation between lawyers/ informing lawyers and clients of the settlement offers received.**



- **Adult dependents get the funds.**

- **Advice on minors receiving funds**

- Children – Court Funds Office UK/Romania.

- Infant Approval hearing/Approved.





**THANK YOU**



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