

SCHEDULE 8PART 1

AGP.001  
AMCG.007  
AMCG.008  
AMCG.017  
AMCG.021  
AMCG.023  
AMCG.027  
AMCG.032  
AMCG.035  
AMCG.037  
AMCG.041  
AMCG.042 (054)  
AMCG.043  
AMCG.046  
AMCG.048  
BH&Co.003  
C&C.001  
DMS.087  
DMS.099  
FF.002  
FF.004  
ME with HJJJ.014  
ME with HJJJ.020  
ME with HJJJ.029  
ME with HJJJ.030  
ME with HJJJ.034  
ME with HJJJ.047  
ME with HJJJ.048  
HK.001  
HS.001  
HS.003

JKP003  
JKP005  
JKP008  
JKP014  
JKP019  
JKP027  
JKP028  
JKP033  
JKP034  
JKP035  
JKP036  
JKP037  
JKP043  
JKP046  
JKP047  
JKP057  
JKP060  
JKP072  
JKP086  
JKP092  
JKP104  
JKP105  
JKP107  
JKP109  
JKP112  
JKP116  
JKP122  
JKP131  
JKP139  
JKP144  
JKP147  
JKP149  
JKP157  
KC.001  
LC.022

LC.030  
LC.040  
LC.047  
L&L.001  
LS.001  
LPN025  
LPN026  
LPN035  
LPN046  
LPN069  
LPN071  
LPN073  
LPN084  
LPN118  
LPN122  
LPN129  
LPN181  
LPN212  
MK.001  
MK.008  
MK.013  
MK.021  
MK.022  
M&M.008  
M&M.009  
MPN003  
MPN106  
MPN158  
NV.004  
R&C.001  
SI002  
SI005  
SI007  
SI008  
SI.012

SI014

SI015

SI016

SI017

SI019

SI020

SI021

SI022

SI.023

SI025

SLB.001

SLB.002

SPN011

SPN020

TEVB.001

WB.001

WB.002

SCHEDULE EIGHTPART 2

1. "Allegations as to medical negligence" means only allegations of negligence in individual cases which fall under one or more of the sub-paragraphs under heads 7 and 8 of the Particulars of Negligence under paragraph 92 of the Re-Amended Statement of Claim, save that the allegations lettered (as) and (bf), and that part of sub-paragraph (bt) which refers to those sub-paragraphs, should be struck out.
  
2. For the avoidance of doubt, it is the intention of the parties that a Plaintiff shall not, in the course of any allegation as to medical negligence, be entitled to complain of any matter of general policy or other acts or omissions of general application other than general clinical policy, and in particular any complaint raised against any Defendant in any other part of the Re-Amended Statement of Claim. Allegations of medical negligence shall thus be construed so as to refer only to allegations of negligence by the treating doctor or other Authority staff in relation to the treatment, clinical management and/or counselling of a particular Plaintiff or the haemophiliac in respect of whose treatment a "derivative" Plaintiff sues. It is however accepted:

- a. That a Plaintiff shall be able to complain of matters of general clinical policy formulated and promulgated by Regional or District Authorities (insofar as it is alleged to have caused him loss or damage) but not of matters of general clinical policy formulated or promulgated (and in both cases formally recorded in writing) by the Haemophilia Centre Directors Organisation or the Haemophilia Reference Centre Directors Organisation.
  - b. that other matters of general policy may be canvassed as part of the relevant factual matrix.
3. Thus, by way of example only, any Plaintiff who pursues an allegation as to medical negligence against any Health Authority will not seek to complain in those proceedings:
- a. that self-sufficiency in blood products should have been achieved at any date prior to the date of his or her sero-conversion;
  - b. that donor warnings were inadequate;
  - c. that heat-treated products should have been made available for use and/or used by Health Authorities or clinicians any earlier than 1st November 1984 (it being understood that the Authorities do not hereby concede that it was negligent in any case to use non-heat-treated products after that date);

- d. that NHS manufactured blood products screened for HIV should have been made available for use by Health Authorities by any date earlier than in fact was the case;
- e. that Health Authorities should have taken steps to increase the supply of blood products made from non-commercial plasma otherwise than by the BPL or by increasing supplies of plasma by investment in plasmapheresis or by having plasma fractionated in Scotland or otherwise.