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# **The Law Society of Ireland Claims for refunds of money paid to a solicitor Application form**

**Use this form to:**

- 1. claim compensation because your solicitor was dishonest; and, or**
- 2. claim refunds for money from a solicitor's firm, where the courts or the Law Society now controls the money.**

When you have filled in the form, please send it to:

The Claims Administrator

Law Society of Ireland

George's Court

George's Lane

North King Street

Dublin 7

**Or**

DX 1025 Four Courts

Phone: 01-879 8700

Fax: 01-879 8769

Email: [cfclaims@lawsociety.ie](mailto:cfclaims@lawsociety.ie)

Web: [www.lawsociety.ie](http://www.lawsociety.ie)

## **You have six months to make a claim**

You must make a claim for money that will be paid out of the Compensation Fund **within six months of the date you first became aware that your money was missing.** If there are exceptional circumstances in your case, you may apply to extend this time.

## Part 1: Your details

Please tick correct boxes.

Title      Mr ☐      Mrs ☐      Ms ☐      Miss ☐      Other (please give details)

First names

Surname

Address

Daytime phone number

Have you already contacted us about this matter? Yes ☐

No ☐

## Part 2: Details of the solicitor about whom you are making the claim.

Name of the solicitor about whom you are making this application

Name of that solicitor's firm

Address of that firm

### Part 3: How much are you claiming?

Please answer both questions below

Are you claiming for a grant from the Compensation Fund?

Yes

☐

No

☐

If 'Yes', please fill in how much you are claiming of this money.

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Are you claiming for a refund of your money now controlled by the courts or the Law Society?

Yes

☐

No

☐

If 'Yes', please fill in how much you are claiming of this money.

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### Part 4: Details of other interested people

Does anyone else have an interest in this application?

Yes

☐

No

☐

If 'Yes', please fill in the relevant information below.

Name of interested person or people

Address of interested person or people

How does this person or people have an interest in your claim?

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## Part 5: Maximum grant from Compensation Fund

If you are applying for a grant from the Compensation Fund, the most we can pay you is €700,000.

Is your claim more than €700,000?

Yes

☐

No

☐

If 'Yes', do you believe you will suffer hardship unless we pay you more than €700,000?

Yes

☐

No

☐

If 'Yes', please tell us why this is so.

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## Part 6: Time limits

You must submit any claim for money that will be paid out of the Compensation Fund within six months of the date you first become aware that your money was missing. If there are exceptional circumstances in your case, you can apply to the Law Society to extend this time.

On what date (or approximate date) did you first become aware of the loss?

If this was more than six months ago and there are exceptional circumstances, please explain them here.

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## **Part 7: Statement of the facts.**

**Please answer the following questions**

**A. How did the solicitor come to have the money you are applying for?**

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**B. When did the solicitor receive the money?**

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**C. What work was the solicitor doing for you?**

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**D. How far had the solicitor got with the work?**

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**E. Do you think your solicitor was dishonest?**

**Yes**

☐

**No**

☐

If 'Yes', please explain why you think they were. (Continue on separate sheet if necessary.)

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## Part 8: Proving your claim

The section 'How can I prove my claim?' at the end of the Law Society of Ireland 'Guide to claiming refunds of money paid to a solicitor' explains what documents you should send to us to prove your claim. Please read it before filling in this section

Are you sending us any documents that prove:

- your loss? or

- your right to a refund of money now in the control of the Law Society? Yes ☐ No ☐

If 'Yes', please list them here.

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## Part 9: Your new solicitor

If you are employing a solicitor to make this application, please give the following details for that solicitor

Name of the new solicitor

Name of new solicitor's firm

Address of that firm

The firm's Document Exchange number (if you know it)

The firm's phone number

The firm's reference number

## Part 10: Your declaration

Do not sign this form until you are with the Commissioner for Oaths or a solicitor.

Please fill this in if you are claiming:

- from the Law Society Compensation Fund; and, or
- for a refund for money from a solicitor's firm, where the courts or the Law Society now controls the money.

1. Are you claiming for a grant from the Compensation Fund? Yes ☐ No ☐

If 'Yes', do you confirm that you have suffered financial loss, as described in this form, which you believe is because:

A. the solicitor (or their employee) was dishonest? or

B. the solicitor failed to pay you money (or pay money on your behalf) that they had received?

Please tick one box. Yes I confirm this. ☐ No this is not true. ☐

### And, or

2. Are you claiming for a refund of your money now controlled by the courts or the Law Society? Yes ☐ No ☐

3. I acknowledge that if the Law Society refunds me money through the Compensation Fund that I was missing from a solicitor, you will be entitled to any rights I may have against the solicitor. I note that the relevant law is the Solicitors Acts 1954 to 2008. You may sue in my name, on the basis that you will pay my legal costs.

4. I transfer to the Law Society any rights I may have to recover money from the solicitor, up to the amount that you refund to me.

5. I acknowledge that you may give the information relating to my application to others involved in the regulation of solicitors.

6. I confirm that I believe the information I have given in this form is true.

7. I acknowledge that I must tell you about other information that may be relevant to this application, for example, any money I recover elsewhere in relation to this loss.

8. If I am signing this form as the representative of someone else, I confirm that they have authorised me to sign it.

**DECLARED** before me by

.....  
who is/are personally known to me or, who is/are,  
identified to me by

.....  
who is personally known to me

or whose identity I have established before taking this  
declaration by seeing their passports:

Passport number .....

Issued on (date of issue) .....

by the authorities of (issuing state) .....

or see below\*

at .....

in the City or County of .....

this ..... day of ..... 20 .....

.....  
**Commissioner for Oaths / Practising Solicitor**

\*If another form of identification, as allowed by the Civil Law (Miscellaneous Provisions) Act 2008, such as a national identity card, aliens passport, refugee travel document, or travel document other than refugee travel document, is being used, amend this form as necessary and use a separate declaration for each person.