

## STATEMENT OF CLAIM

1. At all material times, the Plaintiff was the registered owner of m/car registration no. SGC4844G.
2. On 16.03.19, at about 8.45am, the Plaintiff was driving his vehicle along the slip road from Serangoon Ave 2 towards Lor Chuan and had slowed down the vehicle to check for oncoming vehicles. Suddenly, a m/bus registration no. SG1235X owned by the 1<sup>st</sup> Defendant and driven by their servant/agent the 2<sup>nd</sup> Defendant collided onto the rear of the Plaintiff's vehicle.
3. The collision was caused solely and/or contributed to by the negligence of the 2<sup>nd</sup> Defendant in the driving management and or control of the vehicle.

### Particulars of negligence of the 2<sup>nd</sup> Defendant

- a. Driving at a speed which was too fast in the circumstances.
- b. Failing to keep any or any proper lookout or to have any or any sufficient regard for traffic that was or might reasonably be expected to be at the said road.
- c. Failing to exercise reasonable care, skill and prudence in the driving of his vehicle.
- d. Failing to brake in time to avoid colliding onto the Plaintiff's vehicle.
- e. Failing to stop, slow down, swerve or in any other way so to manage or control his vehicle to avoid the collision.
- f. Failing to keep a safe and proper distance between his vehicle and the Plaintiff's vehicle.
- g. Failing to steer a safe and proper course.
- h. Colliding onto the rear of the Plaintiff's vehicle.

4. By reason of these matters, the Plaintiff sustained injuries and has suffered pain, and put to loss and expense.

Particulars of Injuries

The Plaintiff sought treatment at Khoo Teck Puat Hospital ("KTPH"). Upon examination, the following findings were noted:

Injuries

- a. Neck pain; &
- b. Dizziness.

A copy of the ordinary medical report from Dr Lin Yingcui Annette of KTPH dated 15.04.19 is annexed hereto.

5. The Plaintiff has also seen the Specialist at KTPH. Upon examination, the following findings were noted:

Injuries

- a. His diagnosis is aggravation of pre-existing cervical and lumbar degenerative disc disease. His prognosis is fair, as he may continue to suffer from chronic neck and/or back pain and/or upper/lower limb numbness and/or weakness if his condition deteriorates. It is, however, unlikely that he will require surgery for his condition. The percentage of permanent disability based on his current condition is 5% for chronic/recurrent neck pain, based on "A Guide to the Assessment of Traumatic Injuries and Occupational Diseases for

Workmen's Compensation (Fifth Edition)" published by the Ministry of Manpower.

A copy of specialist medical report from Dr Lor Kah Ho Kelvin of KTPH dated 18.08.20 is annexed hereto. Further medical evidence may be adduced at trial.

6. The Plaintiff claims damages for pain and suffering and loss of amenities, loss of pretrial/future earnings and/or earning capacity. He further claims Special Damages shown below. Further Special Damages may be claimed in due course.

Statement of Special Damages Claimed

a.	Medical expenses	\$ 1,982.49
b.	Est. transport expenses (13 trips x \$30 per trip)	\$ 390.00
c.	Cost of repairs	\$ 8,850.00
d.	Loss of use (9 days x \$240 per day)	\$ 2,160.00

Disbursements

e.	Survey fee	\$ 785.00
f.	LTA fee	\$ 7.49
g.	GIA fee	\$ 29.00
h.	TP fee	\$ 14.00
i.	Medical report fees (x2)	\$ 270.00



**CONFIDENTIAL**

Your Ref : LWP/CHA/TQT/4220/19/sm  
Our Ref : 2019-2826-0

15 April 2019

**LAWRENCE LEE & CO  
133 NEW BRIDGE ROAD #13-05  
CHINATOWN POINT  
SINGAPORE 059413**

 **Dr Benjay Patel**  
FRCR (London), FRCR, FAMS  
Senior Consultant, RCOG  
Acute & Emergency Care Centre  
Khoo Teck Puat Hospital  
Singapore, 138874

Dear Sirs,

Through: Head, Acute and Emergency Care Centre, Khoo Teck Puat Hospital,

**NAME : TAN QWEE TECK  
NRIC NO : S0204738A**

The above-mentioned patient was seen on 16 March 2019 at the Acute and Emergency Care Centre of Khoo Teck Puat Hospital. He was attended to by Dr Fong, Hongkai Jasper.

The patient was the driver of a car involved in a road traffic accident. He hit his head against the head rest and complained of dizziness, nausea, vomiting and neck pain. On examination, he did not have cervical spine tenderness. Range of movement of his neck was limited in extension. The patient was discharged against advice with 3 days of medical leave certification and polyclinic referral.

Impression: neck pain and dizziness secondary to road traffic accident

 **Dr Lin Yingcui**  
Resident  
Acute and Emergency Care Centre  
Khoo Teck Puat Hospital

**DR LIN YINGCUI ANNETTE  
RESIDENT PHYSICIAN  
ACUTE AND EMERGENCY CARE CENTRE  
KHOO TECK PUAT HOSPITAL  
MCR: 17150F**

The above findings are with reference to clinical notes done by Dr Fong, Hongkai Jasper.

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Your Ref : LWP/CHA/TQT/4220/19/sm  
Our Ref : 2019-6007-0

RECEIVED 25 AUG 2020

18 Aug 2020

LAWRENCE LEE & CO  
133 NEW BRIDGE ROAD  
#13-05 CHINATOWN POINT  
SINGAPORE 059413

Dear Sir/Madam,

**SPECIALIST MEDICAL REPORT FOR TAN QWEE TECK  
S0204738A**

This Specialist Medical Report has been prepared in response to your letter dated 16 Jul 2019 requesting for a Medical Report. This report only details the Orthopaedic injuries sustained.

Mr Tan Qwee Teck was first seen in the KTPH Emergency Department on 16 Mar 2019. According to the patient, he had been the driver of a car which had been hit from behind by a bus in a road traffic accident on the same day. He reported aching neck pain since the accident. Over the course of his follow-up, he also reported with paraesthesia over both hands.

An MRI of the whole spine was performed on 25 Sep 2019 for evaluation of his condition, which revealed the following findings:

1. Upper cervical spondylosis at C2-C3 and C3-C4 with likely impingement of left C3 and right C4 nerve roots.
2. Mild degenerative disc disease in the lumbar spine without neural compromise.

A nerve conduction study and electromyography was performed on 1 Oct 2019 for evaluation of his limb numbness. These revealed electrodiagnostic evidence of bilateral carpal tunnel syndrome, with no other abnormalities detected in the lower limbs or on electromyography.

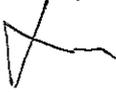
Mr Tan was managed non-operatively.

At last review on 31 Mar 2020, Mr Tan reported improving symptoms since the accident, with only occasional neck ache after waking up from awkward sleeping positions, as well as only mild residual right lower limb numbness. He continues to work part time in car sales without any significant functional limitations, and he does not require regular analgesia for his symptoms. He was discharged from further Orthopaedic follow-up with an open date.

**SPECIALIST MEDICAL REPORT FOR TAN QWEE TECK  
S0204738A**

Mr Tan's diagnosis is aggravation of pre-existing cervical and lumbar degenerative disc disease. His prognosis is fair, as he may continue to suffer from chronic neck and/or back pain and/or upper/lower limb numbness and/or weakness if his condition deteriorates. It is, however, unlikely that he will require surgery for his condition. The percentage of permanent disability based on his current condition is **5%** for chronic/recurrent neck pain, based on "A Guide to the Assessment of Traumatic Injuries and Occupational Diseases for Workmen's Compensation (Fifth Edition)" published by the Ministry of Manpower.

Yours sincerely



**Dr Lor Kah Ho Kelvin**  
Consultant  
Department of Orthopaedic Surgery

Form 4

Pre-action Protocol Checklist

(To be filed with Writ of Summons)

1. Has the defendant or his insurer acknowledged receipt of the plaintiff's letter of claim?

Ans.  Yes  No.

2. Have attempts been made to settle the matter?

Ans.  Yes  No.

If no, please give reasons.

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3. Is the question of liability agreed?

Ans. Yes  No .

4. Is the question of quantum agreed?

Ans.  Yes  No.

5. Have the parties agreed on a single joint medical expert?

Ans. Yes  No .

6. Has the defendant indicated that he has a counterclaim?

Ans. Yes  No .

7. The following documents/information have been exchanged between the plaintiff and the defendant (please tick accordingly):

Motor vehicle accident cases

Full and complete GIA reports and type-written transcripts of the factual accounts of all persons involved in the accident, including a sketch plan.

Police Reports.

Police sketch plan or, if that is unavailable, the plaintiff's sketch of the accident.

Results of police investigations or outcome of prosecution for traffic offence.

- Police vehicle damage reports.
- Original, coloured copies or scanned photographs of damage to all vehicles.
- Original, coloured copies or scanned photographs of the accident scene.
- Video recording of the accident;
- Medical reports and specialist reports.
- Certificates for hospitalisation and medical leave.
- Bills for medical treatment and evidence of payment.
- Income tax notices of assessment and/or other evidence of income and loss thereof.
- Supporting documents for all other expenses claimed (if any).

Industrial workplace accident cases

- The plaintiff's sketch of the accident.
- Ministry of Manpower investigation reports.
- Notice of Assessment from the Occupational Safety and Health Division, Ministry of Manpower (if any) .
- Original, coloured copies or scanned photographs of the accident scene.
- Video recording of the accident;
- Medical reports and specialist reports.
- Certificates for hospitalisation and medical leave.
- Bills for medical treatment and evidence of payment.
- Income tax notices of assessment and/or other evidence of income and loss thereof.
- Supporting documents for all other expenses claimed (if any).

For personal injury claims not involving motor vehicles and industrial accidents

- The plaintiff's sketch of the accident.

- Original, coloured copies or scanned photographs of the accident scene.
- Video recording of the accident.
- Medical reports and specialist reports.
- Certificates for hospitalisation and medical leave.
- Bills for medical treatment and evidence of payment.
- Income tax notices of assessment and/or other evidence of income and loss thereof.
- Supporting documents for all other expenses claimed (if any).

Where claim includes property damage arising from a motor vehicle accident

- / Repairer's bill and evidence of payment.
- / Surveyor's report.
- Excess bill or receipt.
- Vehicle registration card.
- / COE/PARF certificates.
- Rental agreement, invoice and receipt for rental of alternative vehicle (if any).
- Supporting documents for all other expenses claimed (if any).

Remarks (if any)

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This question is only in respect of motor vehicle accident cases:

8. Did the accident involve a chain collision or more than 2 vehicles?

Ans. Yes/No.

9. Has the defendant indicated that he intends to bring in a third party?

Ans. Yes/No.

10. If yes, has the potential third party indicated that he intends to bring in a fourth party?

Ans. Yes/No

11. Were there any other parties involved in the accident?

Ans. Yes/No

If yes, please provide details.

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