

Questionnaire – Civil and Commercial Law

1. How many cross-border disputes were referred to your law firm within the last 12 months?
 - a) Less than 5 cases ☐
 - b) 5 – 8 cases ☐
 - c) 9 – 13 cases ☐
 - d) 14 – 19 cases ☐
 - e) 20 or more cases ☐
 - f) Other (please do specify):

2. How many of these cases were taken up by your law firm with a view to issuing proceedings in England and Wales?
 - a) None ☐
 - b) 1-3 cases ☐
 - c) 4-5 cases ☐
 - d) 6-7 cases ☐
 - e) 8 or more cases ☐
 - f) Other (please do specify):

3. How does this compare with the period before the *Brexit* vote?
 - a) Broadly similar pattern ☐
 - b) Insignificant increase (1-2 cases) ☐
 - c) Slightly less cases (1-2 cases) ☐
 - d) Significant increase (3 or more) ☐
 - e) Significantly less (3 or more) ☐
 - f) Other (please do specify):

4. Who is bringing the cross-border claims?
 - a) Individuals ☐
 - b) Companies ☐
 - c) Predominantly individuals and a few companies ☐
 - d) Predominantly companies and a few high net worth individuals ☐
 - e) Individuals and companies ☐
 - f) Other (please do specify):

5. What are the rough proportions of types of cross-border civil and commercial disputes which your law firm deals with?
 - a) Contract -
 - b) Tort -
 - c) Trusts -
 - d) Company law -
 - e) Other (please do specify):

6. What are the rough proportions of the geographical links of the types of cases your firm handles?
 - a) Cross-border with other parts of the UK -
 - b) Cross-border with other parts of the EU -
 - c) Cross-border with Iceland, Norway or Switzerland -
 - d) Cross-border with other parts of the Commonwealth -
 - e) Cross-border with the rest of the world -

7. What was the lowest value of the case which your law firm has taken up in the last 12 months?
 - a) £50,000 or less ☐
 - b) £50,001 – 250,000 ☐

- c) £250,001 - £500,000 ☐
- d) £500,001 - £1,500,000 ☐
- e) £1,500,001 - £2,500,000 ☐
- f) Other (please do specify):
8. What was the highest value of a desirable financial remedy in a cross-border case which you have come across in the last 12 months?
- a) £1,000,000 or less ☐
- b) £1,000,001 - £5,000,000 ☐
- c) £5,000,001 - £20,000,000 ☐
- d) £20,000,001 - £100,000,000 ☐
- e) £100,000,001 or above ☐
- f) Other (please do specify):
9. How many of your law firm's cross-border cases settled in the last 12 months?
- a) None ☐
- b) 1-3 cases ☐
- c) 4-5 cases ☐
- d) 6-7 cases ☐
- e) 8 or more cases ☐
- f) Other (please do specify):
10. How many of your law firm's cross-border cases proceeded to a judgment on the merits in the last 12 months?
- a) None ☐
- b) 1 case ☐
- c) 2 cases ☐
- d) 3 cases ☐
- e) 4 or more cases ☐
- f) Other (please do specify):
11. Does the potential recognition and enforcement of an English and Welsh judgment abroad impact on the forum selection process?
- a) No. ☐
- b) Yes. ☐
- c) Yes, but it is only a factor which needs to be considered along with the other attributes of a cross-border claim. ☐
- d) Other (please do specify):
12. Does the eventual non-recognition and/or non-enforcement of an English and Welsh judgment abroad impact on the settlement negotiations?
- a) No. ☐
- b) Yes. ☐
- c) Yes, but it is only one factor which needs to be considered along with the others. ☐
- d) Other (please do specify):
13. Are there any foreign countries which law firms' clients often deal with, so that the recognition and enforcement could pose particular hurdles for your clients from these jurisdictions?
- Please do specify:**