



**GUIDELINES OF PERSONAL INJURY AWARDS
IN BRUNEI DARUSSALAM**

(1st Edition)

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We gratefully acknowledge the work done by the Law Society and the Judiciary in producing these Guidelines, in particular:

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INTRODUCTION TO THE GUIDELINES BY THE PRESIDENT OF THE LAW SOCIETY

One of the most frequent civil claims encountered in the Brunei Courts is for personal injuries and death which results in assessment of damages. Members of the legal profession and also the judiciary came together in a collaborative effort to compile the table containing various heads of awards by the Courts over the years. It is hoped that this table will be a useful guide to practitioners, judges and laymen of what can be expected in the assessment of damages. These cases are obtained from the decisions of Brunei Courts and have been well summarized and organized by heads of injuries together with the respective citations.

It is common in personal injury matters that parties attempt to negotiate to attempt an out of court settlement first and litigation will always be a last resort. It is therefore important that claims could be assessed quickly and we hope that this guide/table will help users manage their time efficiently when assessing a claim.

This guide/table is just a start but a big step forward in our continuing efforts to bring the law to the people and perhaps one day, a more comprehensive book could be compiled to include, but not limited to, main principles governing the assessment of damages for personal injury and death and references to pertinent cases and statutory provisions.

I congratulate and thank all those who participated.

On Hung Zheng

President of the Law Society of Brunei Darussalam (2018-2019)

**INTRODUCTION TO THE GUIDELINES BY THE HONOURABLE CHIEF
REGISTRAR OF THE SUPREME COURT**

The Judiciary gratefully acknowledges the work done by the Committee in producing the Guidelines of Personal Injury Awards in Brunei Darussalam and is agreeable with the quantum in the said Guidelines. These Guidelines will prove to be an invaluable tool for practitioners and the courts in the assessment of damages in personal injury. It must be made clear that the figures suggested in the Guidelines are no more than guidelines and must always be treated as such. The Guidelines are intended to be a quick reference document for the practitioners and the courts alike. It is not meant to eliminate the rights of parties to submit below or above the stipulated quantum, nor is it meant to fetter the courts' discretion. As such, both practitioners and the courts are at liberty to depart from the Guidelines if case law or factual circumstances so dictate.

The function of the courts in assessing damages requires a careful scrutiny of the evidence, the drawing of conclusions about the nature and extent of relevant injuries and the impact of those injuries on those involved. A fair assessment is achieved by the Judge or Registrar applying their knowledge and experience to the individual case which they are trying and which they will approach both sensibly and with sensitivity. The function of the court must not be seen as a box ticking exercise and as such, calls for an exercise of judgment in the light of all the relevant circumstances as the Guidelines do not provide the precise answer to any given case.

Again, I am grateful for the helpful contributions made and for the work of the Committee.

**Hj Abdullah Soefri POKSM DSP Hj Abidin
Chief Registrar of the Supreme Court**

1. INJURIES RESULTING IN DEATH

Name of Case	Citation	Date of Judgment	Particulars / Description	Quantum Awarded
<p>Pg Karim Bin Pg Hj Bustaman [suing as the administrator of the estate of and on behalf of the dependents of AGUS AHYANI (deceased)] Vs Syarikat Kejuruteraan Sistemik Sdn Bhd HCCS No. 40 of 2016</p>		28.06.2018	<p>Cause of death was due to pulmonary thrombo-embolism secondary to deep vein thrombosis from multiple fractures and poly-trauma sustained in the accident</p> <p style="text-align: center;">Died 13 days after the accident</p>	\$46,000.00
<p>Rahmah binti Hj Abdul Hamid & 4 Ors Vs Ak Md Ali Indra Putra bin Pg Dato Hj Hamzad & Anor HCCS no. 301 of 1998</p>	[2000] 2 JCBD 274	20.11.2000	<p style="text-align: center;">1st Plaintiff</p> <p>Cause of death was multiple fractures (fractures to the tibia, femur, humerus, right forearm, scapula and foot) and multiple organ failure.</p> <p>Although unconscious when brought to hospital on 26.04.1997, he regained consciousness on 05.05.1997 and died on 12.05.1997, 7 days after he regained consciousness Died 17 days after the accident</p>	\$30,000.00
<p>Doni bin Akup (suing as the administrator of the estates of and on behalf of the dependants of Muhammad Azmi bin Doni (deceased) and Muhammad Azim bin Doni (deceased) Vs Hjh Rosmawati binti Hj Bakar HCCS 46 of 2006</p>		16.08.2007	<p>Deceased Muhammad Azim bin Doni - aged 7 years old. Suffered severe head injuries. conscious of pain for about half hour to an hour. Became unconscious after emergency operation. Died 2 days after the accident</p>	\$30,000.00

Doni bin Akup (suing as the administrator of the estates of and on behalf of the dependants of Muhammad Azmi bin Doni (deceased) and Muhammad Azim bin Doni (deceased) Vs Hj Rosmawati binti Hj Bakar HCCS 46 of 2006		16.08.2007	Deceased Muhammad Azmi bin Doni - aged 8 years old. conscious of pain between 15 mins to half hour after accident. Died 2 days after the accident	\$20,000.00
Siti Rozidah Binti Jalani (as Administratrix of the Estate of Jalani Bin Hj Zainuddin) Vs Wong Kok Sung & Anor HCCS No. 337 of 1998	[1999] 2 JCBD 395	06.12.1999	Death was due to severe cranial injuries with a fracture to the base of the skull Deceased was dead on admission to hospital	\$10,000.00
Hjh Umai binti Hj Jalut v Hj Khairol Azmi Bin Hj Ali Akbar Hj Ali Akbar Bin Abu Bakar Hamzah Bin Abdullah HCCS No. 77 of 1996	[1998] 1 JCBD 309	09.06.1998	Deceased found by Court to have been conscious for 1 ½ hours before he died from shock and haemorrhage due to multiple fractures	\$10,000.00
Sulong bin Sawal and 3 Ors vs Abang Hadzman bin Abang Taha HCCS No. 96 of 2001	(2002) BLR 3	09.07.2002	1st Plaintiff's son male 1 ½ years old died same day of collision	\$8,000.00
Fong Yii Tak (as Administrator) vs Miya Umar s/o/ Mira Khan HCCS No. 78 of 1996	[2001] 1 JCBD 54	28.02.2001	(a) Male (Ban Siong, son) deceased semi-conscious state after the collision. However, medical report suggested that Ban Siong was unconscious for most of the time. Died 2 days after collision	\$8,000.00

			(b) Male (Tak Heng, son) deceased did not regain consciousness after collision	\$5,000.00
			a) Female (Mdm Chong, wife) Deceased did not regain consciousness after collision	\$5,000.00
Lim Pek Tan and Anor vs Ataur Rahman and Anor HCCS No. 326 of 1999	[2001] 2 JCBD 387	11.10.2001	Male, Lim Chun Ching, deceased. Pronounced dead half hour after accident.	\$5,000.00

2. INJURIES RESULTING IN PARALYSIS

Choo Oi Hiaw & Anor Vs Hj Rosman Bin Hj Jaludin CA No. 8 of 1997	[1998] 1 JCBD 163	09.05.1998	a) Fracture of the spinal cord causing paraplegia b) Complete loss of sensation below the nipple line c) Lost all control over his bladder and bowels d) loss of amenities	\$200,000.00
Wong Sie Sing Contractor Sdn. Bhd. Vs Gregory Anak Anyau CA No. 3 of 1997 / HCCS No. 43 of 1996	[1997] 2 JCBD 330 (CA) / [1997] 1 JCBD 90 (HC)	25.11.1997(CA) 15.03.1997 (HC)	Dislocation of fourth and fifth thoracic vertebrae, with complete paraplegia below the nipple line.	\$200,000.00

3. INJURIES TO THE BRAIN

<p>Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012</p>	<p>[2015] 2 JCBD 196</p>	<p>28.11.2015</p>	<p>1st Plaintiff : Depressed fracture of the frontal bone with brain matter oozing through a laceration (separate award for the laceration) resulting in lobe syndrome and lifelong care and supervision.</p>	<p>\$185,000.00</p>
<p>Saurabh Bir Gurung Vs Dayang Julia binti Moxsin & 2 Others HCCS No. 18 of 2005</p>	<p>[2007] 2 JCBD 101</p>	<p>03.09.2007</p>	<p>Severe brain injuries including traumatic hydrocephalus resulting in left spastic hemiparesis, diminution of cognitive, memory, speech and motor skills.</p>	<p>\$160,000.00</p>
<p>Alison May Keasberry (suing by Lo Yann Mei @ Valentina Yann Mei Keasberry her mother and next friend) Vs Emran bin Hj Abdul Rahman HCCS No. 56 of 1994/ Civil Appeal no. 5 of 1995</p>	<p>[1995] 1 JCBD 273 (HC) [1995] 2 JCBD 95 (CA)</p>	<p>05.06.1995 (HC) 13.12.1995 (CA)</p>	<p>Subdural haematoma with a marked shift of the midline resulting in severe brain injury. Emergency craniotomy was carried out and a further operation to remove an intracerebral haematoma. The Plaintiff had among others, extremely short attention span, a very limited capacity to control her behaviour, poor learning and memory ability and lacked persistence.</p>	<p>\$140,000.00</p>
<p>Nur Hossain Mohammed Ali Vs Syarikat Pembangunan Nurul (D1) AT & S Sdn Bhd (D2) HCCS No. 125 of 2011</p>		<p>12.04.2018</p>	<p>Left parietal swelling, bloody scalp and fracture of the right parietal bone resulting in severe brain injury</p>	<p>\$95,000.00</p>

Ernesto Gualiso Pello JR. Vs Tobishima Corporation Sdn Bhd HCCS No. 333 of 1999	[2001] 2 JCBD 391	11.10.2001	Severe head injury with residual disabilities:- - left hemiplegia - compound fracture of the parietal bone with brain matter exposed and coming out of the cranial vault	\$60,000.00
Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	1st Plaintiff : Clinical depression	\$55,000.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	Depression and post traumatic stress syndrome including atypical odontalgia	\$55,000.00
Yung Pang Kiong and another v Sama-Ae Sa-i and another HCCS No 160 of 2001	[2006] JCBD 298	20.12.2006	2nd Plaintiff: Severe depression and post traumatic stress disorder	\$40,000.00

<p>Rahmah binti Hj Abdul Hamid & 4 Ors Vs Ak Md Ali Indra Putra bin Pg Dato Hj Hamzad & Anor</p> <p>HCCS no. 301 of 1998</p> <p>Date of Judgment: 20.11.2000</p>	<p>[2000] 2 JCBD 274</p>	<p>20.11.2000</p>	<p>5th Plaintiff: Male aged 8 at the time of the accident</p> <p>Brought semi-conscious to hospital with severe head injury but no permanent damage</p>	<p>\$37,200.00</p>
<p>Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun</p> <p>HCCS No. 80 of 2012</p>	<p>[2015] 2 JCBD 196</p>	<p>28.11.2015</p>	<p>3rd Plaintiff: Brain injury - pontine and prepontine cisterna bleeding.</p>	<p>\$30,000.00</p>
<p>Siti Supatin binti Haji Asar Vs The estate of Norliah binti Yusoff (deceased) and Awg Hj Mohd Hassan bin POKDG Hj Mohd Yussof</p> <p>HCCS No. 48 of 2001</p>	<p>[2002] 2 JCBD 229</p>	<p>17.10.2002</p>	<p>Loss of consciousness</p>	<p>\$2,000.00</p>

4. INJURIES TO THE SKULL AND FACE

<p>Tajuddin bin Chuchu and another Vs Alim bin Hj Mohamad and another</p> <p>ICCS No. 14 of 2001</p>	<p>[2002] 2 JCBD 443</p>	<p>02.10.2002</p>	<p>2nd Plaintiff: Lacerations and resulting scarring over face: (a) Vertical 5cm x 1cm deep laceration over the right side of the forehead extending to the right eyebrow. (b) 2cm long transversely placed laceration over the nose bone/bridge (c) 4cm long obliquely placed and 1cm laceration on the left cheek with skin lost; (d) 1 cm laceration on the left side of cheek; (e) 1 cm laceration wound on the chin; and (f) Ugly visible scars on the face and face looked distorted</p>	<p>\$36,000.00</p>
<p>Yung Pang Kiong and another v Sama-Ae Sa-i and another</p> <p>HCCS No 160 of 2001</p>	<p>[2006] 1 JCBD 298</p>	<p>20.12.2006</p>	<p>2nd Plaintiff: Haematoma between the eyes and multiple facial lacerations around the forehead, right eyebrow and upper lip, altogether six lacerations requiring approximately 30 sutures. [Note: Award also includes for the lacerations to the right knee with scarring]</p>	<p>\$35,000.00</p>
<p>Linda Rosana Vs Chen Kim Song</p> <p>HCCS No. 23 of 2005</p>	<p>[2006] 1 JCBD 86</p>	<p>16.03.2006</p>	<p>parasymphyseal fracture of the mandible consisting of 2 fractures of the mandible, deviation of jaw to the left and chronic bilateral temporomandibular joint pain.</p>	<p>\$25,000.00</p>

Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	2nd Plaintiff: Degloving injury on the scalp with multiple stellate lacerated wounds on forehead extending to right front parietal scalp with degloving about 15cm	\$20,000.00
Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	1st Plaintiff: Fracture of right superior ethmoid bone of the skull	\$20,000.00
Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	Tongue: 'V' shaped laceration on dorsum of tongue measuring 6x2x2	\$19,360.00
Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	1st Plaintiff: Multiple right orbital bone fracture with displacement of the supraorbital margin and roof of the right orbit Damage to right optic nerve 12cm longitudinal incisional scar on his right forehead	\$15,000.00 \$15,000.00 \$15,000.00

Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	10cm laceration on left parietal region with resulting scarring	\$14,000.00
Hajah Hasnah Bte Mohammad & Ors Vs Ting Sing Hu & Anor HCCS No. 48 of 1997	[1998] 2 JCBD 143	05.11.1998	1st Plaintiff: Laceration from the hair line to the bridge of the nose and across to the left upper eye with visible scar	\$12,000.00
Nomi Hafiz Zakiah binti Hj Pawi vs Haminah binti Awg Japar and Mohd Shaiful Zamri bin Yahya ICCS No. 198 of 1999	[2001] 2 JCBD 558	23.8.2001	Facial injuries with lacerations and scarring: (a) a through and through laceration of the right upper eyelid (b) large tear across right cheek from corner of mouth (c) deepest wound extends down to bone on the left supraorbital region (d) Embedded glass piece approximately 2mm x 1mm embedded in the Plaintiff's right eye	\$12,000.00
Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris HCCS No.315 of 1999	[2002] 1 JCBD 73	26.02.2002	2nd Plaintiff: lacerated wound 2cm x 1cm over the right temple, lacerated wound 3cm x 1cm over right temple, laceration of right ear 1cm x 1cm, laceration of 3cm x 3cm over the right thigh	\$12,000.00

<p>Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun</p> <p>HCCS No. 80 of 2012</p>	<p>[2015] 2 JCBD 196</p>	<p>28.11.2015</p>	<p>2nd Plaintiff: 15cm scar from forehead to scalp</p>	<p>\$12,000.00</p>
<p>Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun</p> <p>HCCS No. 80 of 2012</p>	<p>[2015] 2 JCBD 196</p>	<p>28.11.2015</p>	<p>1st Plaintiff: A deep 8cm x 2cm laceration extending to the parietal region with depressed fracture of the frontal bone</p>	<p>\$12,000.00</p>
<p>Hajah Hasnah Bte Mohammad & Ors Vs Ting Sing Hu & Anor</p> <p>HCCS No. 48 of 1997</p>	<p>[1998] 2 JCBD 143</p>	<p>05.11.1998</p>	<p>5th Plaintiff: Multiple lacerations with permanent scarring (3cm laceration on the forehead, 1.5cm laceration across the left upper eyelid, 2cm laceration on the upper lip and small lacerations to the face)</p>	<p>\$8,000.00</p>
<p>Muliadi bin Awg Moksin Vs Wang Meng Peck and another</p> <p>HCCS No. 139 of 2002</p>	<p>[2003] 2 JCBD 257</p>	<p>17.12.2002</p>	<p>Two lacerations of on the scalp each 4cm in length requiring 35 stitches</p>	<p>\$8,000.00</p>

Norfahrizen Binti Haji Sulaiman Vs Law Tsuey Jen & Anor	[2005] 2 JCBD 245	15.12.2005	a penetrating wound that pierced into the oral cavity at the left side of chin just beneath the lip	\$7,000.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	Mouth: Dentoalveolar fracture from tooth 13 to tooth 21 at the pre maxilla	\$6,600.00
Rahmah binti Hj Abdul Hamid & 4 Ors Vs Ak Md Ali Indra Putra bin Pg Dato Hj Hamzad & Anor HCCS no. 301 of 1998	[2000] 2 JCBD 274	20.11.2000	minor head injury, laceration of eyebrow and eyelid and traumatic hydreasis	\$6,000.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	Loss of 2 teeth number 11 and 12	\$6,000.00
Muliadi bin Awg Moxsin Vs Wang Meng Peck and another HCCS No. 139 of 2002	[2003] 2 JCBD 257	17.12.2002	Two scars on the scalp, one 3cm long just within the hairline, the other a jagged scar 2cm long on the fronto-parietal region	\$5,000.00

Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	3rd Plaintiff: 2cm laceration and scar of the left upper eyelid	\$5,000.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	4 cm laceration to the chin with resulting scarring	\$4,400.00
Siti Supatin binti Haji Asar Vs The estate of Norliah binti Yusoff (deceased) and Awg Hj Mohd Hassan bin POKDG Hj Mohd Yussof HCCS No. 48 of 2001	[2002] 2 JCBD 229	17.10.2002	3.5 cm laceration near chin	\$4,000.00
Marlon R. Manalo Vs Hj Awg Besar Bin Hj. Hamid & Anor ICCS No. 31 of 1997	[1998] 2 JCBD 261	08.09.1998	haematoma on left periorbital area	\$3,500.00
Rahmah binti Hj Abdul Hamid & 4 Ors Vs Ak Md Ali Indra Putra bin Pg Dato Hj Hamzad & Anor HCCS no. 301 of 1998	[2000] 2 JCBD 274	20.11.2000	4th Plaintiff: laceration over upper lip	\$3,000.00

Siti Supatin binti Haji Asar Vs The estate of Norliah binti Yusoff (deceased) and Awg Hj Mohd Hassan bin POKDG Hj Mohd Yussof HCCS No. 48 of 2001	[2002] 2 JCBD 229	17.10.2002	Right frontal scalp haematoma	\$3,000.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	Tooth no. 13 lost Tooth no. 22 fractured and lost Tooth no. 41 dead	\$3,000.00 \$3,000.00 \$3,000.00
Marlon R. Manalo Vs Hj Awg Besar Bin Hj. Hamid & Anor ICCS No. 31 of 1997	[1998] 2 JCBD 261	08.09.1998	haematoma on left cheek with swelling of cheek	\$2,500.00
Ernesto Gualiso Pellogo JR. Vs Tobishima Corporation Sdn Bhd HCCS No. 333 of 1999	[2001] 2 JCBD 391	11.10.2001	scar on scalp	\$2,000.00
Hajah Sadiyah binti Mat Vs Tham Tong Seng ICCS No. 150 of 2000	[2002] 2 JCBD 412	27.08.2002	Multiple small abrasions on the right cheek	\$2,000.00
Rahmah binti Hj Abdul Hamid & 4 Ors Vs Ak Md Ali Indra Putra bin Pg Dato Hj Hamzad & Anor HCCS no. 301 of 1998	[2000] 2 JCBD 274	20.11.2000	3rd Plaintiff: Tenderness over the TM joint with painful occlusion	\$2,000.00

Hajah Hasnah Bte Mohammad & Ors Vs Ting Sing Hu & Anor HCCS No. 48 of 1997	[1998] 2 JCBD 143	05.11.1998	3rd Plaintiff minor head injury and laceration of the right leg	\$2,000.00
Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	3rd Plaintiff: Small wound in the right parietal region;	\$1,500.00
Rahmah binti Hj Abdul Hamid & 4 Ors Vs Ak Md Ali Indra Putra bin Pg Dato Hj Hamzad & Anor HCCS no. 301 of 1998	[2000] 2 JCBD 274	20.11.2000	Nose: Swelling over root of nose Tooth: Loose of tooth	\$1,000.00 \$1,000.00
Hajah Hasnah Bte Mohammad & Ors Vs Ting Sing Hu & Anor HCCS No. 48 of 1997	[1998] 2 JCBD 143	05.11.1998	4th Plaintiff Ecchymosis over left eye	\$1,000.00
Allan Bernardo Castellano & Ors Vs Samuel Milan & Ors HCCS No. 118 of 1997	[1999] 2 JCBD 163	08.09.1999	2nd Plaintiff: Tooth: Loss of two porcelain tooth crown	\$1,000.00

5. INJURIES AFFECTING SENSES

<p>Saurabh Bir Gurung Vs Dayang Julia binti Moxin & 2 Others HCCS No. 18 of 2005</p>	<p>[2001] 2 JCBD 101</p>	<p>03.09.2007</p>	<p>Loss of vision, 80% of the left eye and 10% of the right eye.</p> <p>Diplopia of the eye in all directions, ptosis, squint and disfigurement.</p>	<p>\$60,000.00</p> <p>\$25,000.00</p>
<p>Ansyaruddin Vs Amarco Sdn Bhd HCCS No.8 of 2006</p>		<p>09.09.17</p>	<p>Abrasion on the cornea in front of the iris of the right eye leaving a 3mm horizontal scar on central cornea overlying the visual axis.</p> <p>2 corrective eye surgeries. The uncorrected visual acuities were 6/24 RE and 6/6 LE. The right was improved to 6/18 with corrective lens of -0.75 / -2.75 x 130 degrees</p>	<p>\$16,000.00</p>
<p>Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012</p>	<p>[2015] 2 JCBD 196</p>	<p>28.11.2015</p>	<p>1st Plaintiff: Permanent partial loss of right vision, visual acuity and visual field</p>	<p>\$15,000.00</p>

6. INJURIES TO INTERNAL ORGANS

Allan Bernardo Castellano & Ors Vs Samuel Milan & Ors HCCS No. 118 of 1997	[1999] 2 JCBD 163	08.09.1999	1st Plaintiff: Rupture of right kidney and its removal	\$25,000.00
Gillian Ruth Heaton Vs Tony Kulian & Anor HCCS No. 68 of 1998	[1998] 2 JCBD 38	12.08.1998	Ribs: Fractures of the 3rd, 4th, 5th, 6th and 7th left ribs	\$24,400.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	Ribs: Fractures of the 3rd, 4th, 5th, 6th and 7th ribs. Fracture healed but with chest pain	\$20,000.00
Rudolfus Nicolaas Jacobus Bruin Vs Jinodin bin Hj Abang Katril and another HCCS No.29 of 2000	[2002] 1 JCBD 48	12.08.2002	Ribs: Fractures to the 9th and 10th left rib with bloody pleural effusion	\$10,984.00
Muhammad Fahmi bin Haji Jasmen Shah and another Vs Tri Mardiyono bin Martinus and Soon Lee Heavy Machine Service HCCS No. 196 of 2005	[2007] 2 JCBD 293	4.12.2007	Ribs: 1st Plaintiff Fracture of the right side of the 5th, 6th, 7th and 8th ribs. Chest injuries have healed without complications.	\$10,000.00
Rudolfus Nicolaas Jacobus Bruin Vs Jinodin bin Hj Abang Katril and another HCCS No.29 of 2000	[2002] 2 JCBD 48	12.08.2002	Ruptured Spleen with Splenectomy intra abdominal injuries with laporatomy 13 cm surgical scar as a result of laparotomy	\$10,000.00 \$8,000.00 \$3,000.00

Hajah Hasnah Bte Mohammad & Ors Vs Ting Sing Hu & Anor HCCS No. 48 of 1997	[1998] 2 JCBD 143	05.11.1998	1st Plaintiff Fracture of 3 ribs	\$7,000.00
Gillian Ruth Heaton Vs Tony Kulian & Anor HCCS No. 68 of 1998	[1998] 2 JCBD 38	12.08.1998	Pneumothorax with minor loss of lung capacity	\$5,000.00
Chan Choi Fook Vs Spennex Stainless Steel Industries And. Bhd HCCS No. 44 of 1993	[1994] JCBD 208	30.05.1994	Ribs: Fracture of 2 ribs	\$4,000.00
Allan Bernardo Castellano & Ors Vs Samuel Milan & Ors HCCS No. 118 of 1997	[1999] 2 JCBD 163	08.09.1999	1st Plaintiff: Tear of Liver	\$3,000.00

7. INJURIES TO UPPER LIMBS

Rogelio P. Gatpandan Vs Bestcon Sdn. Bhd. & Anor HCCS No. 30 of 1995	[1998] 1 JCBD 175	11.05.1998	Amputation of his right upper limb about 1½ below the elbow.	\$60,000.00
Ernesto Gualiso Pellogo JR. Vs Tobishima Corporation Sdn Bhd HCCS No. 333 of 1999	[2001] 2 JCBD 391	11.10.2001	Hemiparesis of the left arm with clawing of the fingers, arm severely weakened and almost non functional.	\$45,000.00
Fabiola Ng Yiok Chin Vs Megalift Sdn Bhd ICCS No. 87 of 2011		02.04.2016	Open comminuted fracture of the right elbow	\$35,000.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	Fracture of left scapula and dislocation of the left acromio joint with limitation of motion of the left shoulder and loss of strength of left hand. Scapula had mended but remains deformed with limitation of movement.	\$30,000.00
Yung Pang Kiong and another v Sama-Ae Sa-i and another HCCS No 160 of 2001	[2006] JCBD 298	20.12.2006	1st Plaintiff: non union scaphoid fracture of the right wrist including the probability of osteoarthritis	\$28,000.00
Saurabh Bir Gurung Vs Dayang Julia binti Maksin & 2 Others HCCS No. 18 of 2005	[2007] 2 JCBD 101	03.09.2007	Fracture of the left ulna and radius with residual disability, weakness and limited range of motion.	\$25,000.00

Muliadi bin Awg Maksin Vs Wang Meng Peck and another HCCS No. 139 of 2002	[2003] 2 JCBD 257	17.12.2002	Right wrist- dislocation through the mid-carpal joint	\$25,000.00
Fabiola Ng Yiok Chin Vs Megalift Sdn Bhd ICCS No. 87 of 2011		02.04.2016	Multiple lacerations on right elbow	\$20,000.00
Saurabh Bir Gurung Vs Dayang Julia binti Maksin & 2 Others HCCS No. 18 of 2005	[2007] 2 JCBD 101	03.09.2007	Fracture of the right clavicle resulting in tender trigger points in the shoulders.	\$16,000.00
Hajah Sadiyah binti Mat Vs Tham Tong Seng ICCS No. 150 of 2000	[2002] 2 JCBD 412	27.08.2002	Fracture of lateral third of right clavicle	\$16,000.00
Rudolfus Nicolaas Jacobus Bruin Vs Jinodin bin Hj Abang Katril and another HCCS No.29 of 2000	[2002] 2 JCBD 48	12.08.2002	Branchial plexus injury of the left arm with hypoesthesia and parathesia	\$13,000.00
Mohammad Bin Kachi & Anor Vs Awg Sahari Bin Hj Tinggal ICCS No. 60 of 2002	[2004] 1 JCBD 296	30.06.2004	7cm skin deep laceration on ulnar aspect of right forearm and resulting scarring	\$12,000.00

Rahmah binti Hj Abdul Hamid & 4 Ors Vs Ak Md Ali Indra Putra bin Pg Dato Hj Hamzad & Anor HCCS no. 301 of 1998	[2000] 2 JCBD 274	20.11.2000	4th Plaintiff Fracture of left humerus.	\$10,400.00
Marlon R. Manalo Vs Hj Awg Besar Bin Hj. Hamid & Anor ICCS No. 31 of 1997	[1998] 2 JCBD 261	08.09.1998	Traumatic amputation of tip of left index finger with painful neuroma which is permanent.	\$10,000.00
Mohammad Bin Kachi & Anor Vs Awg Sahari Bin Hj Tinggal ICCS No. 60 of 2002	[2004] 1 JCBD 296	30.06.2004	2nd Plaintiff: Dislocation of right shoulder and fracture of greater tuberosity of the right humerus	\$10,000.00
Gillian Ruth Heaton Vs Tony Kulian & Anor HCCS No. 68 of 1998	[1998] 2 JCBD 38	12.08.1998	Multiple contusions, abrasions and lacerations on left arm. Minor and healed well. Minor but visible scars	\$8,000.00
Fabiola Ng Yiok Chin Vs Megalift Sdn Bhd ICCS No. 87 of 2011		02.04.2016	Osteoarthritis of the right elbow	\$8,000.00

Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	2nd Plaintiff: Lacerated wound and 4.5cm scar over the left forearm	\$7,500.00
Awang Mohammad Noor bin Awg Haji Ali vs 1. Wai Namsui; 2. Tang Sun Lee Sdn. Bhd. HCCS No. 99 of 1996	[1997] 2 JCBD 25	05.08.1997	Fracture of humerus	\$7,000.00
Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris HCCS No.315 of 1999	[2002] 1 JCBD 73	26.02.2002	2nd Plaintiff: Fracture of right ulna	\$7,000.00
Hajah Sadiyah binti Mat Vs Tham Tong Seng ICCS No. 150 of 2000	[2002] 2 JCBD 412	27.08.2002	osteoarthritis due to fracture of clavicle	\$6,000.00
Rudolfus Nicolaas Jacobus Bruin Vs Jinodin bin Hj Abang Katril and another HCCS No.29 of 2000	[2002] 2 JCBD 48	12.08.2002	Convulsion fracture of the distal end clavicular (neck bone) with acromio- clavicular joint subluxation (a-c joint) osteoarthritis of the AC joint	\$6,000.00 \$5,000.00

Muliadi bin Awg Maksin Vs Wang Meng Peck and another HCCS No. 139 of 2002	[2003] 2 JCBD 257	17.12.2002	Osteoarthritis of the right wrist	\$6,000.00
Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	1st Plaintiff: 5cm tracheostomy scar over the lower anterior neck	\$5,500.00
Muliadi bin Awg Maksin Vs Wang Meng Peck and another HCCS No. 139 of 2002	[2003] 2 JCBD 257	17.12.2002	5cm laceration on the dorsum of the left hand.	\$5,000.00
Rahmah binti Hj Abdul Hamid & 4 Ors Vs Ak Md Ali Indra Putra bin Pg Dato Hj Hamzad & Anor HCCS no. 301 of 1998 Date of Judgment: 20.11.2000	[2000] 2 JCBD 274	20.11.2000	3rd Plaintiff: Fracture of fingers	\$4,500.00
Muliadi bin Awg Maksin Vs Wang Meng Peck and another HCCS No. 139 of 2002	[2003] 2 JCBD 257	17.12.2002	Scar on the dorsum of the left hand	\$4,000.00

Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris HCCS No.315 of 1999	[2002] 1 JCBD 73	26.02.2002	2nd Plaintiff Multiple bruises and abrasions over right forearm and arm	\$3,500.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	3cm laceration on right elbow with resulting scarring	\$3,300.00
Allan Bernardo Castellano & Ors Vs Samuel Milan & Ors HCCS No. 118 of 1997	[1999] 2 JCBD 163	08.09.1999	2nd Plaintiff: Dislocation of little finger	\$3,000.00
Awang Mohammad Noor bin Awg Haji Ali vs 1. Wai Namsui; 2. Tang Sun Lee Sdn. Bhd. HCCS No. 99 of 1996	[1997] 2 JCBD 25	05.08.1997	bruise over arm	\$2,000.00
Hajah Hasnah Bte Mohammad & Ors Vs Ting Sing Hu & Anor HCCS No. 48 of 1997	[1998] 2 JCBD 143	05.11.1998	3rd Plaintiff abrasion to the right elbow 4th Plaintiff abrasions on left shoulder	\$2,000.00 \$2,000.00
Hajah Suayah binti Haji Kamis Vs Maimunah binti Abdul Ghani HCCS No. 73 of 2004	[2007] 2 JCBD 324	05.12.2007	Abrasion on right hand	\$2,000.00

Hajah Sadiyah binti Mat Vs Tham Tong Seng ICCS No. 150 of 2000	[2002] 2 JCBD 412	27.08.2002	Multiple small abrasions on the right wrist.	\$2,000.00
Gillian Ruth Heaton Vs Tony Kulian & Anor HCCS No. 68 of 1998	[1998] 2 JCBD 38	12.08.1998	Swelling and pain of the left arm and chest as a result of glass fragments from force of impact	\$1,500.00
Muliadi bin Awg Moxsin Vs Wang Meng Peck and another HCCS No. 139 of 2002	[2003] 2 JCBD 257	17.12.2002	contusion of right shoulder	\$800.00
Awangku Kamarulzaman bin Pengiran Adanan Vs Ramlie bin Mahari COACV No.7 of 2008	[2010] 1 JCBD 15	06.02.2010	Contusion of left right finger	\$700.00

8. INJURIES TO THE SPINE

Wong Sie Sing Contractor Sdn. Bhd. Vs Gregory Anak Anyau CA No. 3 of 1997 / HCCS No. 43 of 1996	[1997] 2 JCBD 330 (CA) / [1997] 1 JCBD 90 (HC)	25.11.1997(CA) 15.03.1997 (HC)	Dislocation of fourth and fifth thoracic vertebrae, with complete paraplegia below the nipple line.	\$200,000.00
Yong Kuang Su vs Yong Siong Hai Transport Company (a firm) HCCS No. 128 of 1995	[1996] 2 JCBD 205	17.11.1996	Spine: Cervical injury and fractures of vertebrae C5 and C6 in his spine with dislocation	\$180,000.00
Hajah Suayah binti Haji Kamis Vs Maimunah binti Abdul Ghani HCCS No. 73 of 2004	[2007] 2 JCBD 324	05.12.2007	Spine - Fracture of C2 vertebrae, with residual disabilities and impairments and continuing pain in the neck and shoulders.	\$48,000.00
Chan Choi Fook Vs Spennex Stainless Steel Industries And. Bhd HCCS No. 44 of 1993	[1994] JCBD 208	30.05.1994	crushed vertebra in spine with limitation of movement to bend backwards	\$15,000.00
Aijaz Nabi & 4 Others Vs Helena Simon & Another	[2005] 1 JCBD 6	01.12.2005	Injuries to cervical spine	\$15,000.00
Awang Mohammad Noor bin Awg Haji Ali vs 1. Wai Namsui; 2. Tang Sun Lee Sdn. Bhd. HCCS No. 99 of 1996	[1997] 2 JCBD 25	05.08.1997	back injuries with reduction in activities, can't do weight-lifting and more likely to get cervical spondylosis, a degenerative disease of the spine which results in loss of movement	\$10,000.00

Allan Bernardo Castellano & Ors Vs Samuel Milan & Ors HCCS No. 118 of 1997	[1999] 2 JCBD 163	08.09.1999	3rd Plaintiff: Compression fracture of lumbar spine	\$10,000.00
Hajah Suayah binti Haji Kamis Vs Maimunah binti Abdul Ghani HCCS No. 73 of 2004	[2007] 2 JCBD 324	05.12.2007	Onset of osteoarthritis of the spine	\$8,000.00
Hajah Hasnah Bte Mohammad & Ors Vs Ting Sing Hu & Anor HCCS No. 48 of 1997	[1998] 2 JCBD 143	05.11.1998	1st Plaintiff: whiplash injury - pain in the neck (temporary pain lasting 1 month)	\$3,000.00

9. INJURIES TO THE PELVIS

<p>Yung Pang Kiong and another v Sama-Ae Sa-i and another</p> <p>HCCS No 160 of 2001</p>	<p>[2006] 298 JCBD</p>	<p>20.12.2006</p>	<p>3rd Plaintiff: Posterior dislocation of right hip with minor fractures to the posterior lip of the acetabulum and head of the femur, with the possibility of developing osteoarthritis and avascular necrosis [Note: Award also includes for the lower lip laceration]</p>	<p>\$28,000.00</p>
<p>Muhammad Fahmi bin Haji Jasmen Shah and another Vs Tri Mardiyono bin Martinus and Soon Lee Heavy Machine Service</p> <p>HCCS No. 196 of 2005</p>	<p>[2007] 2 JCBD 293</p>	<p>4.12.2007</p>	<p>Pelvis – Disruption of the symphysis pubis (cartilage holding the lower part of the pelvis was torn apart) and disruption of the right sacro iliac joint (which required surgical intervention and fixation with wire).</p>	<p>\$24,700.00</p>
<p>Awg Muhammad Mawardi bin Hj Md Rosli Vs Limas bin Hj Ahmad and Abd Razak bin Abdullah</p> <p>HCCS No. 40 of 1990</p>	<p>[1996] 2 JCBD 91</p>	<p>07.09.1996</p>	<p>Fracture dislocation of the right hip and fracture right tibial tubercle (arthritis taken into account)</p>	<p>\$11,000.00</p>
<p>Linda Rosana Vs Chen Kim Song</p> <p>HCCS No. 23 of 2005</p>	<p>[2006] 1 JCBD 86</p>	<p>16.03.2006</p>	<p>12cm long laceration on right hip with resulting scarring</p>	<p>\$10,000.00</p>

Muhammad Fahmi bin Haji Jasmen Shah and another Vs Tri Mardiyono bin Martinus and Soon Lee Heavy Machine Service HCCS No. 196 of 2005	[2007] 2 JCBD 293	4.12.2007	Scarring: 4 inch scar on the right iliac crest (pelvis area), 3 inch scar along the greater trochanter and a 9 inch scar on the lateral side of the right femur (no evidence that they were keloidal)	\$8,000.00
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10. INJURIES TO THE LOWER LIMBS

Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	Open compound subtalar or peritalar dislocation resulting in pain, stiffness, instability at the ankle region and limitation of range of motion	\$50,585.00
Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	6 torn ligaments and tendons. Damage to the medial collateral ligament of the right ankle, injury of the flexor hallucis longus tendon, dislocated peroneus longus and peroneus brevis tendons were dislocated over the lateral aspect, torn talofibular ligament, torn calcaneofibular ligaments (\$6,800.00 per ligament awarded) [Note this assessment is no longer good law as per CA case of Ibrahim bin Maidin vs Muhd Irrawadey bin Metali (2011) 2 JCBD 235]	\$40,800.00

Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	1st Plaintiff : Sub trochanteric fracture of the right femur, united with residual deformity	\$35,000.00
Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	1st Plaintiff : Right ankle injury	\$28,000.00
Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris HCCS No.315 of 1999	[2002] 1 JCBD 73	26.02.2002	1st Plaintiff: Fracture of right femur with one cm shortening	\$25,000.00
Sayed Late Momin Sheikh v. Syarikat Haji. Abd. Hamid Hj Bakar HCCS No. 310 of 2004		18.07.2006	6cm traverse open wound with fracture of lower 1/3 left tibia and fibula with 8% permanent disability and permanent limitation of 5 degrees plantar flexion and 5 degrees dorsi flexion of left ankle and possibility of early degenerative changes in ankle joint	\$25,000.00
Norfahrizen Bte Hj Sulaiman & Anor Vs Law Tsuey Jen & Anor HCCS No. 5 of 2004	[2005] 2 JCBD 245	15.12.2005	1st Plaintiff: fracture of right femur with 3 surgical scars, loss of quality of Plaintiff's home life, further physiotherapy and another operation to remove pin.	\$25,000.00

Siti Supatin binti Haji Asar Vs The estate of Norliah binti Yusoff (deceased) and Awg Hj Mohd Hassan bin POKDG Hj Mohd Yussof HCCS No. 48 of 2001	[2002] 2 JCBD 229	17.10.2002	Comminuted fracture of right femur	\$20,000.00
Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris HCCS No.315 of 1999	[2002] 1 JCBD 73	26.02.2002	2nd Plaintiff: Fracture dislocation of right ankle with no disability	\$16,000.00
Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	Severe but incomplete injury to the tibial nerve at the level of the ankle joint. There are also deformities in the toes that are secondary to the loss of nerve function. Unlikely that the nerve injury will completely recover	\$15,260.00
Chan Choi Fook Vs Spennex Stainless Steel Industries And. Bhd HCCS No. 44 of 1993	[1994] JCBD 208	30.05.1994	Fracture of left ankle with tenderness and wasting of muscle and difficulty in squatting and development of secondary osteoarthritis of subtalar joint in left foot with limitation of movements.	\$15,000.00
Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	Osteoarthritis of both the ankle and talar joints	\$14,520.00

Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	Laceration measuring 7 cm long on front of left knee which was sutured under local anaesthetics	\$13,552.00
Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	Large horizontal hyper pigmented scar on the medial aspect of the right ankle measuring 11cm with tenderness [Note this assessment is no longer good law as per CA case of Ibrahim bin Maidin vs Muhd Irrawadey bin Metali (2011) 2 JCBD 235]	\$13,310.00
Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris HCCS No.315 of 1999	[2002] 1 JCBD 73	26.02.2002	1st Plaintiff: Fracture of 3rd and 4th metatarsal of left foot and ensuing complications	\$13,000.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	Multiple hematoma to left ankle, back of thigh and all over right leg.	\$13,000.00
Siti Supatin binti Haji Asar Vs The estate of Norliah binti Yusoff (deceased) and Awg Hj Mohd Hassan bin POKDG Hj Mohd Yussof HCCS No. 48 of 2001	[2002] 2 JCBD 229	17.10.2002	4 inch laceration over left knee (patella) exposing joint	\$13,000.00

Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris HCCS No.315 of 1999	[2002] 1 JCBD 73	26.02.2002	1st Plaintiff: Fracture of left femur	\$13,000.00
Rahmah binti Hj Abdul Hamid & 4 Ors Vs Ak Md Ali Indra Putra bin Pg Dato Hj Hamzad & Anor HCCS no. 301 of 1998	[2000] 2 JCBD 274	20.11.2000	4th Plaintiff Fracture of left tibia. healed well.	\$12,000.00
Bijun Bin Kalur, Chalor Mokkhoksoong, Sanit Tonam Vs Pahaytc Sdn Bhd HCCS No. 59 of 2006	[2008] 2 JCBD 76	21.10.2008	Comminuted fracture of left tibia	\$12,000.00
Muliadi bin Awg Maksin Vs Wang Meng Peck and another HCCS No. 139 of 2002	[2003] 2 JCBD 257	17.12.2002	Articular cartilage damage of the right ankle with permanent disability	\$12,000.00
Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	6 cm lacerated wound of the right ankle [Note this assessment is no longer good law as per CA case of Ibrahim bin Maidin vs Muhd Irrawadey bin Metali (2011) 2 JCBD 235]	\$11,616.00

<p>Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun</p> <p>HCCS No. 80 of 2012</p>	<p>[2015] 2 JCBD 196</p>	<p>28.11.2015</p>	<p>1st Plaintiff: Lacerated wound and scar on the right knee 9cm</p>	<p>\$11,000.00</p>
<p>Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris</p> <p>HCCS No.315 of 1999</p>	<p>[2002] 1 JCBD 73</p>	<p>26.02.2002</p>	<p>2nd Plaintiff: Fracture of right lower end of fibula (healed)</p>	<p>\$10,000.00</p>
<p>Sayed Late Momin Sheikh v. Syarikat Haji. Abd. Hamid Hj Bakar</p> <p>HCCS No. 310 of 2004</p>		<p>18.07.2006</p>	<p>12cm long scar in lower leg of which 6cm scar has a breadth of 3cm and loss of skin over left thigh</p>	<p>\$10,000.00</p>
<p>Muhammad Fahmi bin Haji Jasmen Shah and another Vs Tri Mardiyono bin Martinus and Soon Lee Heavy Machine Service</p> <p>HCCS No. 196 of 2005</p>	<p>[2007] 2 JCBD 293</p>	<p>4.12.2007</p>	<p>Fracture of right femur at 2 points; middle third and neck including future pain & suffering for surgery for removal of screws</p>	<p>\$10,000.00</p>
<p>Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun</p> <p>HCCS No. 80 of 2012</p>	<p>[2015] 2 JCBD 196</p>	<p>28.11.2015</p>	<p>Lacerated wound & scar on the left knee</p>	<p>\$10,000.00</p>

Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	2 lacerations measuring 3cm and 6cm on inside of left thigh with scarring	\$9,000.00
Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	Large hyper pigmented and hypertrophic scar on the left knee measuring 7cm and 1cm thick. No evidence that the scar causes pain	\$8,740.00
Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	1st Plaintiff: Moderate degenerative arthritis on the right ankle joint	\$8,500.00
Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	1st Plaintiff : 11cm incisional scar on the lateral aspect of right knee .	\$8,000.00
Rudolfus Nicolaas Jacobus Bruin Vs Jinodin bin Hj Abang Katril and another HCCS No.29 of 2000	[2002] 1 JCBD 48	12.08.2002	Rupture of left vastus lateralis (tendon of quadriceps femoris which function is to extend the knee with calcifying haematoma)	\$7,000.00

Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris HCCS No.315 of 1999	[2002] 1 JCBD 73	26.02.2002	Osteoarthritis of metatarsal joint of left foot and stiffness	\$6,000.00
Muliadi bin Awg Maksin Vs Wang Meng Peck and another HCCS No. 139 of 2002	[2003] 2 JCBD 257	17.12.2002	Osteoarthritis/arthrosis of the right ankle	\$6,000.00
Norfahrizen Bte Hj Sulaiman & Anor Vs Law Tsuey Jen & Anor HCCS No. 5 of 2004	[2005] 2 JCBD 245	15.12.2005	1st Plaintiff: dislocation of the left big toe with some restriction in the range of movement of toe.	\$5,000.00
Muhammad Fahmi bin Haji Jasmen Shah and another Vs Tri Mardiyono bin Martinus and Soon Lee Heavy Machine Service HCCS No. 196 of 2005	[2007] 2 JCBD 293	4.12.2007	Right ankle: Suffered an impacted fracture of the neck of the right talus.	\$5,000.00
Ya'akub bin Hj Apong and Anyi Wan Eboh Vs The Administrator of the Estate of Lim Thian Long (deceased) and Lim Thian Ming ICCS No. 157 of 2000	[2001] 2 JCBD 597	20.11.2001	Fracture of cuboid bone of the right foot	\$5,000.00
Ya'akub bin Hj Apong and Anyi Wan Eboh Vs The Administrator of the Estate of Lim Thian Long (deceased) and Lim Thian Ming ICCS No. 157 of 2000	[2001] 2 JCBD 597	20.11.2001	Abrasion and bruise on right knee Abrasion and bruise on left knee	\$4,000.00 \$4,000.00

Aijaz Nabi & 4 Others Vs Helena Simon & Another	[2005] 1 JCBD 6	01.12.2005	2nd Plaintiff Bruise on left knee Bruise on left iliac crest	\$3,500.00
Hajah Hasnah Bte Mohammad & Ors Vs Ting Sing Hu & Anor HCCS No. 48 of 1997	[1998] 2 JCBD 143	05.11.1998	4th Plaintiff: lacerated wound on dorsum of left foot and lacerated wound over right leg	\$3,000.00
Julia binti Haji Hidup and Norinah binti Matamit Vs Abd Aziz bin Hj Idris HCCS No.315 of 1999	[2002] 1 JCBD 73	26.02.2002	1st Plaintiff Lacerated wound right knee Chip Fracture of greater trochanter of right femur Muscle wasting right thigh and right calf	\$3,000.00 \$3,000.00 \$2,500.00
Ibrahim bin Maidin Vs Muhd Irrawadey bin Metali Civil Appeal No. 14 of 2011 (CA)	[2011] 2 JCBD 235	08.12.2011	1.5cm laceration over the right knee with the resulting longitudinal scar [Note: Lower Court award \$4,719.00 reduced to \$2,500 on appeal to CA]	\$2,500.00
Mohamad Arif Bin Abdullah, Siti Nor Azerah Idayu Binti Haslan, Muhammad Nabil Mubasyir Bin Abdullah Mohd Arif (an infant, suing by his mother and next friend, Siti Nor Azerah Binti Haslan) Vs Too Shu Vun HCCS No. 80 of 2012	[2015] 2 JCBD 196	28.11.2015	1st Plaintiff: Left ankle medial malleolus 2cm laceration scar.	\$2,500.00

Bijun Bin Kalur, Chalor Mokkhoksoong, Sanit Tonam Vs Pahaytc Sdn Bhd HCCS No. 59 of 2006	[2008] 2 JCBD 76	21.10.2008	Half-inch wastage of left leg	\$2,000.00
Allan Bernardo Castellano & Ors Vs Samuel Milan & Ors HCCS No. 118 of 1997	[1999] 2 JCBD 163	08.09.1999	3rd Plaintiff: Lacerated wound on thigh and multiple abrasions	\$2,000.00
Ya'akub bin Hj Apong and Anyi Wan Eboh Vs The Administrator of the Estate of Lim Thian Long (deceased) and Lim Thian Ming ICCS No. 157 of 2000	[2001] 2 JCBD 597	20.11.2001	2 superficial lacerations on the right knee	\$2,000.00
Hajah Sadiyah binti Mat Vs Tham Tong Seng ICCS No. 150 of 2000	[2002] 2 JCBD 412	27.08.2002	Multiple small abrasions on the right knee cap	\$2,000.00
Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	tenderness over the scar area on the right ankle	\$2,000.00

Nomi Hafiz Zakiah binti Hj Pawi vs Haminah binti Awg Japar and Mohd Shaiful Zamri bin Yahya ICCS No. 198 of 1999	[2001] 2 JCBD 558	23.8.2001	Bruising and abrasion on lower limb	\$250.00
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11. MULTIPLE INJURIES

Rosauro v. Asahi Industrial Gas Sdn. Bhd. & Commercial Union Assurance (M) Sdn Bhd (3rd party) HCCS No. 45 of 1996	[1997] 2 JCBD 30	11.08.1997	Burns to hand, arms, face and left side of body resulting in hypertrophic scars with limitation of movements and reduced power grip of the right hand	\$35,000.00
Mak Pik Hong & Anor Vs Quintin Dureza Billones HCCS No. 2 of 2008	[2010] 1 JCBD 109	18.02.2010	abrasion on left forehead, small abrasion on right lower leg of 1cm, tenderness of the left side of chest wall, large abrasion on chin.	\$13,440.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	multiple abrasions over right thigh, right inguinal region, both feet, both hands, right eyelid, right elbow and chest	\$12,000.00
Linda Rosana Vs Chen Kim Song HCCS No. 23 of 2005	[2006] 1 JCBD 86	16.03.2006	multiple bruising over both feet, upper right breast, left leg and right upper arm	\$10,500.00

Rudolfus Nicolaas Jacobus Bruin Vs Jinodin bin Hj Abang Katril and another HCCS No.29 of 2000	[2002] 2 JCBD 48	12.08.2002	contusion on left chest, kidney, ileus, spleen, left shoulder, left upper leg and swelling on left leg	\$10,000.00
Muhammad Fahmi bin Haji Jasmen Shah and another Vs Tri Mardiyono bin Martinus and Soon Lee Heavy Machine Service HCCS No. 196 of 2005	[2007] 2 JCBD 293	4.12.2007	multiple abrasions and contusions consisting of 3 cm laceration on right knee, abrasions on right lower chest, epigastrium and hypochondrium, 1.5 cm laceration on lower lip.	\$4,000.00
Muliadi bin Awg Moxsin Vs Wang Meng Peck and another HCCS No. 139 of 2002	[2003] 2 JCBD 257	17.12.2002	glass fragments in face, neck, chest, arms and hands	\$3,500.00
Hajah Hasnah Bte Mohammad & Ors Vs Ting Sing Hu & Anor HCCS No. 48 of 1997	[1998] 2 JCBD 143	05.11.1998	2nd Plaintiff: abrasions to the left upper side of chest and sternum	\$2,000.00