



ChBA Annual Conference 2017

The Private World of Chancery

The Royal College of Physicians

11 St. Andrew's Place, Regent's Park, London NW1 4LE (Tel: 020 7935 1174)

1

Friday, 20th January 2017

12.45 – 18.30

Followed by a reception

#chbaconference

2

Saturday, 21st January 2017

09.00 – 13.45

9 CPD points www.chba.org.uk



Friday, 20th January 2017

12.45 - 13.30	<i>Registration and Light Lunch</i>
13.30 - 13.40	The Chair's Welcome
13.40 - 14.20	Mrs Justice Rose 'Most responsive to change': procedural evolution in Chancery business
14.20 - 15.00	Joshua Rozenberg interviews the new Chancellor
15.00 - 17.00	Workshops
17.00 - 17.45	Private Investigations - Alaco The Role of Investigators in Litigation Support and Asset Recovery
17.45 - 18.30	Jonathan Gaunt QC Britannia contra Mundum - Even the ranks of Tuscany <i>A psycho-literary introspection into why the Baby Boomers voted for Brexit.</i>
18.30 - 20.00	<i>Reception</i>

Friday Workshops

L&T

Philip Rainey QC (Tanfield Chambers) and **Ed Hicks (Radcliffe Chambers)**

Illegality, unlawful conduct and forfeiture:

- Effect on the parties' rights
- Sub-letting
- Relief
- Costs

Company Law

Michael Todd QC and **Patrick Harty (Erskine Chambers)**

BTI v Sequana: How to defraud your creditors without breaching your duties

- What amounts to a distribution
- Statutory & Common law regimes in outline
- Directors' duties to consider the interests of creditors (when these arise and what is required)
- The application of s. 423 of the Insolvency Act 1986 to the payment of dividends & distributions, how s. 423 interacts with the duty to consider the interests of creditors
- Potential remedies for a liquidator in these situations

Tax

David Yates (Pump Court Tax Chambers) and **Oliver Marre (Old Square Tax Chambers)**

- Is compensation a taxable asset?
- Developments in the law since Zim Properties
- Current statutory exemptions
- The abolition of Extra-Statutory Concession D-33
- The proposed new legislative solution

International Trusts

Shan Warnock-Smith QC (5 Stone Buildings and International Chancery and Trusts Chambers)

- Some like it hot: current themes in international trust litigation
- Disclosure and confidentiality: principles at war
- Protectors: their appointment, removal and other perennial problems
- Choice and change of jurisdiction: essential considerations

Pensions

Fenner Moeran QC (Wilberforce Chambers) and **James Rickards (Outer Temple Chambers)**

- Contribution Notices & Financial Support Directions
- Transactions & clearance applications
- Regulator investigations & information requests
- Determinations Panel procedure & references to the Upper Tribunal



Saturday Workshops

Property

Janet Bignell QC (Falcon Chambers) and Toby Watkin (Landmark Chambers)

Uneasy Easements

- Implied easements.
- Section 62 after Wood v Waddington.
- Prescription: when doesn't time run?
- Easements ousting possession?
- Remedies

Interim Remedies

Peter Shaw and Rory Brown (9 Stone Buildings)

The 'Not Quite' Freezing Orders – The whys and whats of Notification Injunctions.

- what is a notification injunction?
- when might it be preferable to a freezing order?
- how strong a case is required?
- tactical considerations

Family Law for Chancery Practitioners – featuring the Court of Protection

Chris Pocock QC and Harry Oliver (1 KBW), David Rees (5 Stone Buildings)

Getting Involved in the Family Division

- Joinder
- Submission/lesser involvement
- Disclosure
- Privilege
- Mental incapacity and the relationship between the Family Division and the Court of Protection

Insolvency

Joseph Curl (9 Stone Buildings)

Latest issues in insolvency petitions

- What should the court do if a creditor is using a petition as a weapon in a wider dispute?
- When will a petition be an abuse of process?
- Do ulterior motives matter?
- How should the class interest be evaluated where creditors hold opposing views?

IP

Alastair Wilson QC and Jeremy Reed (Hogarth Chambers)

- Account of profits:
 - What overheads can be set-off against profits?
 - Apportionment to take account of extent of infringement
- Inquiry as to damages:
 - The general approach to damages in IP Cases
 - A specific issue: products derived from confidential information v. products embodying confidential information

Saturday, 21st January 2017

09.00 - 09.30

Registration and Coffee

09.30 - 10.00

Understanding Stress and Managing Wellbeing at the Chancery Bar

Presenters:

Rachel Spearing Chair, Wellbeing at the Bar
Elizabeth Rimmer, CEO Lawcare.

This session presents the Bar Councils new Wellbeing Portal and current initiatives to promote wellbeing in the profession and will discuss signposting the support available.

10.10 - 10.40

Mr Justice Morgan

Privacy for hearings in the Chancery Division

10.40 - 12.40

Workshops

12.40 - 12.55

Bernard MacGregor, Senior Supervision & Authorisation Officer, BSB
Update on Changes to CPD

12.55 - 13.40

Ethics panel

Privacy and Information Security

Chair: Mrs Justice Proudman - Aidan Christie QC,
Amanda Tipples QC, David Dabbs

13.40 - 13.45

The Chair's closing comments



The Private World of Chancery ChBA Conference 2017

Friday, 20th January 2017
Saturday, 21st January 2017
9 CPD points

Cancellations

Provided written notice of cancellation is received by 9th December 2016, fees will be refunded less a 20% administration charge. Thereafter no refunds can be made. Substitutions may be made at anytime by yourselves and reported to the Administrator.

CHANCERY BAR

How to book

The online booking process will be available from 14th October 2016 by clicking [here](#). Please pay online with debit or credit card (if credit card, then a 2.5% fee will apply).

Or by cheque payable to "The Chancery Bar Association", and sent together with printed out registration form (from the website) to:

For further information:

Francesca Compton ChBA Administrator,
Flat 46, 4 Grand Avenue, Hove, BN3 2LE

E-mail: admin@chba.org.uk

Tel: 07791 398254

#chbaconference

Registration Fees

Category	Up to 6pm on Friday, 25th November 2016	After 6pm on Friday 25th November 2016
Category 1: Silks	£345	£410
Category 2: 2005 or earlier	£275	£325
Category 3: 2006-2011	£175	£225
Category 4: 2012 or later	£115	£165

SPECIAL OFFER FOR YOUNGER MEMBERS

The first 25 tickets, in Category 4: 2012 or later, sold before 1st December will be only £60.

Terms & conditions

- Attendance at the Conference is open only to members of the Chancery Bar Association.
- The Conference fee includes attendance at two workshops (one on Friday and one on Saturday), all Conference papers and any working materials, refreshments during breaks and the reception on Friday evening

- Bookings must be for both days of the Conference
- Emailed confirmation will be issued on payment of the Conference fees
- The Chancery Bar Association reserves the right to vary the published programme
- CPD: Attendance at both days of the Conference will count for 9 accredited CPD hours, CPD Provider Number – 1203