

# Conference 2015

# Outside the Inns

**The Royal College of Physicians**

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

DAY 1

**Friday, 16 January 2015**

12.45 – 18.30

*Followed by a reception*

DAY 2

**Saturday, 17 January 2015**

09.00 – 13.45

CPD: 9 points applied for  
[www.chba.org.uk](http://www.chba.org.uk)



Friday, 16 January 2015

## Workshops: Friday

<b>Company</b>	<b>Catherine Newman, QC, &amp; James Kinman</b> <i>Issues arising from recent cases</i>
<b>Procedure</b>	<b>Chief Master Marsh &amp; Julia Clark</b> Preparing for & conducting a CCMC. Common problems in costs management. Alternatives to trial: Early neutral evaluation. Financial dispute resolution. Mediation. Some other case management issues.
<b>Professional liability</b>	<b>Jonathan Seidler, QC, &amp; Ben Faulkner</b> Defences, including: limitation periods. ex turpi causa. exclusion & limitation of liability .
<b>Property</b>	<b>Jonathan Karas, QC, &amp; Wayne Clark</b> <i>Nothing is real...?</i> Valuation in the context of property transactions. The court has developed a body of case law about the approach . to valuation in the context of landlord and tenant (both rent review and under statute). The law is less well developed in the context of transactions where overage is payable The workshop will explore valuation formulae and mechanisms in a number of property law contexts.
<b>Regulation/ ethics</b>	<b>Tim Fancourt, QC, Patricia Robertson, QC, &amp; BSB representatives</b> <i>Where are the ethics of regulation?</i> Your responsibility for fair distribution of work in chambers. When are you required to report your opponent for professional misconduct? When is a reduced fee an improper referral fee? Are you handling client money without realising it?

12.45 - 13.30	Registration and Light Lunch
13.30 - 13.45	<b>Introductions from the Chair</b> and Robert Ham, QC
13.45 - 14.30	<b>The Jackson Reforms – Recent developments</b> Lord Dyson, Master of the Rolls and Head of Civil Justice
14.30 - 16.30	<b>Workshops</b>
16.30 - 17.10	<b>Contractual interpretation</b> Mr Justice Nugee
17.10 - 17.30	<b>The Chancellor</b>
17.30 - 18.30	<b>The Great Debate</b> Motion: A UK withdrawal from Europe would be the best thing that could happen to English law Chair: Lady Justice Gloster Martin Howe, QC <b>v.</b> Dominic Grieve, QC Francis Barlow, QC                      Evanna Fruith
18.30 - 20.00	Reception

Saturday, 17 January 2015

09.00 - 09.30	Registration and Coffee
09.30 - 10.10	<b>What's in a Will? Interpretation, Rectification and Formalities after Marley v Rawlings</b> Dr Birke Häcker, Max Planck Institute for Tax Law and Public Finance, Munich, and All Souls College, Oxford
10.10 - 10.50	<b>Beliefs about Memory and Memory for Childhood</b> Professor Martin A. Conway, City University, London
10.50 - 12.50	<b>Workshops</b>
12.50 - 13.40	<b>Post mortem II</b> Mark Herbert, QC
13.40 - 13.45	The Chair's closing comments

## Workshops: Saturday

<b>Insolvency</b>	<b>Tom Smith, QC, &amp; Adam Al Attar</b> Bringing clawback actions under domestic and foreign law. Applying foreign law under the UNCITRAL Model Law and by way of judicial assistance at common law: Condor (US), Pan Ocean (UK) and Primeo (Cayman). Recognising foreign clawback judgments – what test applies? Obtaining information and documents: Saad v PwC (Bermuda).
<b>Interim Remedies</b>	<b>Elizabeth Jones, QC, Gareth Tilley &amp; Amy Proferes</b> <b><i>Interim applications and use of information what could possibly go wrong?</i></b> Private hearings and reporting restrictions. Use of documents from existing/previous litigation. Protection of private/confidential information. Use of illegitimately obtained information.
<b>Landlord and Tenant</b>	<b>Mark Wonnacott, QC, &amp; Charlotte Black</b> <b><i>Terminal dilapidations – getting the section 18 valuation right.</i></b> How section 18 of the Landlord and Tenant Act 1927 works. Residual valuation methodology. Practical problems – “full compliance” value. “actual condition” value. A “full compliance” and “actual condition” spreadsheet. Alternative methods of valuation.
<b>Pensions</b>	<b>Fenner Moeran, QC, &amp; Jonathan Hilliard</b> Dealing with fraud . Beddoe proceedings and other trust litigation issues. Professional negligence problems. “Moral hazard” – targeting corporate groups and dealing with insolvency.
<b>Trusts</b>	<b>Jonathan Adkin, QC, &amp; Ruth den Besten</b> Trusts, trustees and freezing orders Sham trusts. Constructive trusts and limitation issues.

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## How to register

Online registration process – available on the website from 12th November 2014

Or download, print and complete the registration form from [www.chba.org.uk](http://www.chba.org.uk) and send it, with your cheque or bank draft to:

### Francesca Compton

ChBA Administrator,  
294 Queens Road, New Cross Gate,  
London SE14 5JN  
E-mail: [admin@chba.org.uk](mailto:admin@chba.org.uk)  
Tel: 07791 398254



## Cancellations

Provided written notice of cancellation is received by 10th December 2014, fees will be refunded less a 20% administration charge. Thereafter no refunds can be made. Substitutions may be made at any time by yourselves and reported to the Administrator.

## Method of payment

By online payment with debit or credit card (if credit card, then a 2.5% fee will apply) from 12th November 2014.

Or by cheque or bank draft, payable to “The Chancery Bar Association”, and sent together with printed out registration form (from the website at [www.chba.org.uk](http://www.chba.org.uk)) to

### Francesca Compton

ChBA Administrator, 294B Queens Road,  
New Cross Gate, London SE14 5JN

E-mail: [admin@chba.org.uk](mailto:admin@chba.org.uk)

Tel: **07791 398254**

## Registration Fees

Category	Up to & including Monday 1st December 2014	After Monday, 6pm 1st December 2014
Category 1: Silks	£330	£395
Category 2: 2003 or earlier	£260	£310
Category 3: 2004-2009	£160	£210
Category 4: 2010 or later	£100	£150

## SPECIAL OFFER FOR YOUNGER MEMBERS

The first 25 tickets, in Category 4: 2010 or later, sold before 1st December will be only £50.

### 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 CPD hours, subject to accreditation