



ChBA Annual Conference 2019

All Bar None

The Royal College of Physicians
11 St. Andrew's Place, Regent's Park, London NW1 4LE

(Tel: 020 7935 1174)

#chbaconference

1 Friday, 18th January 2019
13.00 – 18.30
Followed by a reception

2 Saturday, 19th January 2019
09.00 – 13.45

Designed to comply with learning objectives

To improve my knowledge and understanding of current trends and important developments in Chancery-related law and in the Business and Property Courts, and in particular to attend lectures and workshops concentrating on my specific areas of interest within Chancery practice.

Learning rationale

To enable me to maintain and further develop my competence and performance in my core areas of practice.



Friday, 18th January 2019

13.00 - 13.45 *Registration and Light Lunch*

13.45 - 14.00 **Welcome**

14.00 - 14.45 **Joshua Rozenberg QC interviews
Lady Black of Derwent**

14.45 - 16.45 Workshops

16.45 - 17.25 **Mr Justice Zacaroli**
Is the trial process in the Business & Property Courts fit for purpose in the 21st Century?

17.25 - 17.45 **The Chancellor**
Update on the Chancery Division

17.45 - 18.30 **Robert Hunter**
Cross-examination, interrogation, political interviewing: what's going on beneath the surface?

18.30 - 20.00 *Reception*

Trusts

Elspeth Talbot Rice QC
James Brightwell
Emma Hargreaves

Trustees' right of indemnity during the administration of a trust; in England and elsewhere

- Rights of indemnity on retirement
- Rights when removed as trustee
- Security/lien for trustees' indemnity
- Costs orders and indemnities
- Liabilities incurred to third parties; Tchenguiz
- Priority of indemnities when a trust is insolvent; Z Trusts
- Effect of change of law of trust on indemnities

Insolvency

Jeremy Goldring QC
Tom Gentleman

Cross-border Issues

- UNICITRAL Model Law
- EU Regulation
- Common Law

Interim Remedies

Robin Hollington QC
Watson Pringle

Freezing order or Receiver/Provisional Liquidator in a shareholder dispute?

- How do these remedies interplay?
- Which is most suitable?
- Restrictions and limitations.
- Practical considerations

Advocacy

Andrew Hochauer QC
Derek Wood QC

Dealing with expert evidence

- Why do you need experts? Points to bear in mind when seeking permission to adduce expert evidence.
- Preparation for the cross-examination of experts.
- Understanding the use of statistical evidence – how to challenge experts who rely on stats.



Saturday, 19th January 2019

09.00 - 09.30

Registration and coffee

09.30 - 10.00

**Amanda Hardy QC and Sam Mercer
(Head of Policy, Equality & Diversity, and CSR,
Bar Council)**

Social Mobility and the Chancery Bar

10.00 - 10.40

Professor Birke Häcker

When "Substance Over Form" gets out of hand:
A four-pronged critique of English Private Law

10.40 - 12.40

Workshops

12.40 - 13.40

Beverly-Ann Rogers & Others

"Shirley's return: Issues in mediation"

13.40 - 13.45

The Chair's closing comments

Disclosure

Chief Master Marsh
Lesley Anderson QC
Charles Raffin
Michael Wheater

Disclosure – the Pilot

- Problems with the existing disclosure regime
- Understanding the new Practice Direction
- Key concepts: Basic Disclosure, Extended Disclosure, Disclosure Review Document and Disclosure Guidance Hearings
- Duties and Enforcement
- Preparing for the pilot – pitfalls and learning points

Proprietary Estoppel

Leslie Blohm QC
Edward Hewitt

"One day all of this will be yours" Or will it?

- When is a representation sufficiently certain for proprietary estoppel purposes?
- Is there a distinction between a statement of current testamentary intentions and a representation?
- How does the claimant prove reliance on the representation?
- If the claimant is able to establish an equity, how will the court give effect to it?

Company

James Potts QC
Jack Rivett

Breach of directors' duties

- Pitfalls for claimants
- Remedies and litigation routes
- Limitation

Property/Landlord & Tenant

Judge Siobhan McGrath
Stephen Jourdan QC
Amanda Gourlay

Residential property disputes: judicial deployment in the courts and the tribunals - providing a solution to the proliferation of hearings

- Court and Tribunal judges sitting across the jurisdictions;
- Suitability for pilot scheme
- Challenges and solutions - what do we do about appeals and costs?
- Tangible benefits for parties, representatives and HMCTS

How to register

Online registration process – [please click here](#).

Method of payment

By online payment with debit or credit card from 30th July 2018.

For further information:

Francesca Compton
ChBA Administrator

E-mail: admin@chba.org.uk
Tel: 07791 398254

Registration Fees

Category	Up to 6pm on Friday, 23rd November 2018	After 6pm on Friday 23rd November 2018
Category 1: Silks	£350	£415
Category 2: 2008 or earlier	£280	£330
Category 3: 2009-2014	£180	£230
Category 4: 2015 or later	£120	£170

SPECIAL OFFER FOR YOUNGER MEMBERS

The first 25 tickets sold before 23rd November 2018 for Category 4: 2015 or later members will be £65

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 8.5 accredited CPD hours, CPD Provider Number – 1203 – only relevant to NPP Practitioners.



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Cancellations

Provided written notice of cancellation is received by 7th December 2018, 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.