

EM LawShare

Training Programme 2011 - 2012

Anthony Collins
solicitors

brownejacobson
law. less ordinary



Contents



Litigation skills update	5
Planning law & policy update: to localism and beyond!	7
Understanding equality and diversity & minimising discrimination claims.....	8
Adult services update.....	10
Effective dispute resolution	11
Shared services	13
Employment update.....	14
Removing obstacles in green energy and retrofit projects	15
Localism.....	17
Annual governance update.....	18
Licensing update	20
Community Infrastructure levy.....	21
Contract law update	23
Reorganising the workforce to meet reduced revenue budgets (and TUPE).....	24
Planning enforcement	25
Fundamentals of local government.....	26
Fundamentals of local government.....	26
Working with the third sector	28
Practical procurement.....	29
Debt recovery: bankruptcy and winding up	31
Property law update	32
Director’s responsibilities for health and safety	34
Town centre regeneration	36
Income regeneration.....	38
Construction and engineering	41
Innovative funding for capital ventures & projects.....	43
Information governance	45
Section 106 agreements: update and review of best practice and drafting	46



Introduction

The EM LawShare consortium began in 2006, and since that time has offered legal advice on topics of the law to a variety of local authorities, on a wide range of issues affecting those in the public sector.

There are five firms who have been chosen to provide legal advice namely; Anthony Collins, Browne Jacobson, DLA Piper, Freeth Cartwright and Weightmans.

The seminars are presented by lawyers from the five firms who are specialists in their field, offering locations in the East Midlands; Leicester, and Nottingham.

To obtain information for all forthcoming seminars, please view;
<http://www.emlawshare.co.uk>

How to book

If you would like to book a place on any seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Cancellations policy

Booking confirmation

You will receive a confirmation email within 48 hours of completing your booking for any of these seminars. Further instructions will be sent one week before you are due to attend the course.

Payment

The EMLS seminars 2011 – 2012 are free to attend.

Cancellations, names changes and non – attendance

All cancellations, transfers and name changes must be made via email to CSmith@brownejacobson.com or phone 0115 908 4829.

Unforeseen circumstances

We reserve the right to cancel this seminar, change venues and substitute seminar speakers at our discretion.

Further help and support

If you require further assistance please contact Charlotte Smith on 0115 908 4829 or email CSmith@brownejacobson.com

Litigation skills update

19 May 2011, 9.30am - 1.00pm,
Freeth Cartwright, Nottingham

Seminar overview

Philippa Dempster and Charles Powell will lead this seminar on litigation skills, which will also be co-presented by Damian Cadman-Jones and Matthew Lake from Weightmans.

Topics to be covered include:

- early case assessment - assessing strengths and weaknesses
- targeted fact investigation and knowledge management to save cost
- sources of information available and how to find them
- tactics for success - use of protocols, part 36, mediations, tips for advocacy at hearings
- working smartly to reduce cost
- consideration of no win - no fee

Recommended audience: This seminar is aimed at advanced/update level

Duration: Half a day (3 CPD points)

Presented by:



Speaker Profile:

Philippa Dempster is a partner at Freeth Cartwright's Nottingham office. She is recognised as a leader in the field of dispute resolution by Chambers and Legal Experts. In addition to holding a masters degree in advanced litigation, she is a qualified ADR Mediator and Member of the Association of Midland Mediators.

Charles Powell is a partner at Freeth Cartwright's Nottingham office. He is an experienced dispute resolution lawyer and recognised as a leader in the field of dispute resolution and mediation. In addition to being an experienced mediator, having conducted over 200 commercial mediations, he is also a director of ADR Net and a Deputy District Judge.

Damian Cadman-Jones is a solicitor in Weightmans' Commercial Dispute Resolution and Insolvency team. Damian has particular expertise in representing public sector clients in commercial disputes, including a number of local authorities and police forces. Damian also has considerable experience in advising utility companies in respect of their highly regulated commercial relationships. He sits as a member of the council of the Leicestershire Law Society.

Matthew Lake is a solicitor in Weightmans' Commercial Dispute Resolution and Insolvency team. Matthew has acted in a broad range of commercial disputes and has represented a number of nationally and internationally recognised clients. Matthew has considerable experience of property litigation advising residential and commercial lettings agents and their

landlord clients, registered providers of social housing and tenants of both residential and commercial premises. He also sits as a member of the council of the Birmingham Law Society.



Planning law & policy update: to localism and beyond!

23 May 2011, 9.00am – 1.00pm,
County Hall, Leicestershire County Council

Fully subscribed

Seminar overview

An opportunity to catch up on recent developments in case law and relevant appeal decisions in relation to specific topics, such as the community infrastructure levy, planning enforcement and development plan issues. In addition, this seminar will review government policy relating to planning, including the progress of the Localism Bill.

Topics to be covered include:

- Localism Bill - amendments and progress
- impact of the Bill on the current system
- update on recent case law and relevant appeal decisions in relation to specific topics, such as the community infrastructure levy, planning enforcement and development plan issues

Recommended audience: This seminar is aimed at advanced/update level

Speaker Profile:

Peter Taylor is a Partner and Head of the National Planning Team, based at DLA Piper's Birmingham office. He qualified as a solicitor in 1985. He has specialised in planning law for over 20 years, a Legal Associate of the RTPI and was elected as a member of the Law Society's Planning Panel in 1992. Peter's experience ranges from advice on substantive planning applications to representation and advice in terms of development plan proposals and representation at development plan inquiries. He has also provided advice on all types of planning related matters, enforcement notice issues; revocation and discontinuance orders, certificates of lawfulness of existing and proposed development or use.

David Brammer qualified as a solicitor in 1989 and is a Legal Director in the National Planning Team, based at DLA Piper's Birmingham office. He joined DLA Piper as an Associate in 2007. He has previously worked at district, metropolitan and county councils in the West Midlands, is a Legal Associate of the RTPI and has an MBA in Public Sector Management. David specialises in planning law, but has worked in various areas of law, in both the public and private sectors. He has experience of all areas of planning, environmental and local government related matters, including advising on planning application, environmental impact statements, planning conditions and agreements, instructing counsel and appearing as an advocate. He has also provided training to local authorities and others on the use of section 106 and proposed changes in the planning system to introduce the community infrastructure levy.

Duration: Half a day (3 CPD points)

Presented by:



Understanding equality and diversity & minimising discrimination claims

26 May 2011, 1.30pm – 5.00pm,
Centenary House, Nottinghamshire County Council

Seminar overview

During this seminar we explore practical steps to reduce risks of staff being subjected to discrimination and/or being accused of discrimination where we provide the delegates with suggestions of what they should be doing during the recruitment process, tips on practical day to day arrangements during employment and actions to be avoided following the termination of somebody's employment to ensure that discrimination does not occur.

Topics to be covered include:

- Why is it important to avoid discrimination, harassment and victimisation where we look at things such as staff morale, risk of litigation, potential liability and damaging publicity
- What does the new Equality Act 2010 say about employer's obligations during recruitment, the employer's obligations to its staff and whether there are any obligations to former employees
- What characteristics are protected under the Equality Act, where we explore what we mean by disability, gender reassignment, race, religion or belief, etc. The delegates are provided with case studies with examples of alleged discrimination where they have to identify whether the complainants would be protected under the discrimination legislation
- What do we mean by discrimination when we unfold the definitions of direct discrimination, indirect discrimination, discrimination arising from disability, harassment and victimisation. Delegates are provided with real life examples of complaints raised by staff and are challenged to try to address those in an appropriate manner
- What are the main defences to discrimination claims

Recommended audience: This seminar is aimed at entry/beginner level

Duration: Half a day (3 CPD points)

Presented by:

Anthony Collins
solicitors

Speaker Profile:

Anna Dabe is a solicitor at Anthony Collins:

- Successfully defending a disability discrimination claim brought against a Birmingham based charity and recovering £10,000 of legal costs incurred by the client in defending the claim in the Employment Tribunal;
- Editing the Equality and Diversity chapter the Chartered Institute of Housing online advice manual;
- Delivering Equality and Diversity training to Birmingham City Council legal department; at Capita's Equality and Diversity in Social Housing Conference as well as to a number of other clients.



Matt Wort is a solicitor at Anthony Collins:

- Matt is regularly involved in providing strategic employment advice to employers across the public, private and third sectors.
- He has a particular specialism in Equality and Diversity and speaks at a number of national events on equality issues.
- Matt enjoys working with clients to improve their HR practice and regularly provides practical training for clients to improve the effectiveness of their people management. Chambers 2010 highlights that clients feel Matt, is a reliable adviser who consistently demonstrates his technical and professional expertise.

Adult services update

8 June 2011, 9.45am – 3.15pm,
Browne Jacobson, Nottingham

Seminar overview

This seminar looks at issues within adult services which are developing rapidly, exploring topics including Court of Protection, DoLS, Guardianship and Funding disputes.

Topics to be covered include:

- Court of Protection – still a relatively new creation, the court's business is increasing fast. We will look at how its jurisdiction is developing, and how best it can assist local authorities;
- DoLS – the session will cover the important court decisions over the last 12 months which clarify this difficult topic;
- Guardianship – the session will focus on the legal effect of guardianship, the duties on the local authority, and the role of elected members in renewal or discharge;
- Funding disputes – a very active area. Several authorities face the threat of judicial review from care providers over attempts to reduce spending on residential care.

Recommended audience: This seminar is aimed at advanced/update level

Duration: Half a day (4 CPD points)

Presented by:

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Speaker Profile:

Chris Webb-Jenkins is a partner and Head of Social Care at Browne Jacobson's Nottingham office. He specialises in: defending claims against care providers and their insurers; risk management, stress, information management, mental health and safeguarding.

Ben Troke is a partner and mental health specialist at Browne Jacobson's Nottingham office. He specialises in: clinical negligence; health law; access to NHS and social care and funding; Court of Protection / Mental Capacity Act; Deprivation of Liberty Safeguards; NHS Constitution and patient rights.

Effective dispute resolution

23 June 2011, 1.30pm – 5.00pm,
Weightmans, Leicester

Seminar overview

Stephen Sly and Michael Wright from DLA Piper will be leading this seminar, which will also be co-presented by Damian Cadman-Jones and Peter Brewer from Weightmans. The objective of this training session is to arm you with the essential tools to determine which form(s) of dispute resolution should be most appropriate within the context of agreements you draft for your departments and clients. The seminar will provide a summary of the principal forms of dispute resolution (both those which produce an imposed third party decision and those involving assisted negotiations). It will also briefly consider the international dimension as well as review some existing dispute resolution clauses in contracts with which you will be familiar.

Topics to be covered include:

- Jurisdiction
- Choice of law
- Litigation -v- arbitration
- Expert determination
- Statutory and contractual adjudication
- Alternative dispute resolution
- Practical review of specimen dispute resolution clauses

Recommended audience: This seminar is aimed at transactional lawyers at all levels and litigators at entry/beginner level

Duration: Half a day (3 CPD points)

Presented by:



Speaker Profiles:

Damian Cadman-Jones is a solicitor in Weightmans; Commercial Dispute Resolution and Insolvency team. Damian qualified in 2006 and has practiced in the West Midlands throughout his career. Damian has developed particular expertise in representing public sector clients in commercial disputes, including a number of local authorities and police forces. Damian also has considerable experience in advising utility companies in respect of their highly regulated commercial relationships. Damian also sits as a member of the council of the Leicestershire Law Society.

Peter Brewer is an Associate and Team Leader in Weightmans' Commercial Dispute Resolution Team. Peter looks after Weightmans' commercial litigation offering in the firm's Birmingham office. Peter qualified in 2001 and joined Weightmans in 2009. Peter has always worked and lived in the Midlands, and is well connected in the professional community in both the East and West Midlands. Peter is particularly interested in all aspects of Insolvency, Debt Recovery, Contractual Disputes and Disputes involving Directors and Shareholders. Peter is Chairman of the West Midlands branch of the Institute of Credit Management, a full

member of the Association of Business Recovery Professionals and an active member of the Birmingham Law Society.



Stephen Sly: is a Senior Partner in DLA Piper's Litigation & Arbitration group. He has considerable experience in handling commercial litigation, arbitration and alternative dispute resolution. He is a qualified member of the Chartered Institute of Arbitrators and spent 10 years as a Deputy District Judge on the North Eastern circuit.

Michael Wright: is a Legal Director in DLA Piper's Litigation & Arbitration group. Michael has over 20 years experience as a commercial litigator with public sector specialisation having commenced his career as a solicitor with British Coal Corporation and trained with the Greater London Council. He has substantial experience of arbitration, complex (technical disputes) including Lands Tribunal and specialist in conducting arbitrations and advising on statutory and common law liabilities.

Shared services

28 June 2011, 9.30am – 1.00pm,
Freeth Cartwright, Nottingham

Seminar overview

This seminar aims to look at the legal and operational issues affecting shared services contracts. In particular, we will look at how authorities should operate a shared procurement, when they need to go through a formal procurement route following the recent decision on the LAML case in the Supreme Court and a case study based on a real live example exhibiting practical challenges and how to overcome them.

Topics to be covered include:

- is an agreement required between authorities
- how authorities should operate a shared procurement
- formal procurement route
- recent decision on the LAML case in the Supreme Court
- a case study based on a real live example

Recommended audience: This seminar is aimed at advanced/update level for lawyers, project managers and IT personnel

Duration: Half a day (3 CPD points)

Presented by:



Speaker Profile:

Freeth
Cartwright
LLP

Stephen Pearson is a Partner Specialising in Procurement, Projects and Public Sector Work at Freeth Cartwright, having joined 5 years ago after a time at both Eversheds and Bevan Brittan. He has advised a range of Local Authorities in the Midlands for a number of years including on a number of PFI, LIFT and other major schemes, and has undertaken a range of seminars and workshops to a wide range of Public Sector Groups on a range of issues. He holds the Law Society Diploma in Local Government Law and is a member of the Society of Procurement Lawyers. A major Public Sector client described him as "committed to getting difficult deals done."

Dr Michael Servian formerly taught law at various Universities, most recently Hull. He has been in private practice since 1987 and is a partner with KJD Freeth LLP. Michael is well recognised for his "shared services" work within the public and "third" sector which has included advising on the initiation of various shared services arrangements and in respect of a large variety of separate shared services including building control, property management, leisure facilities, waste management, ICT, Revenues and Benefits, technology refresh, CCTV monitoring, decriminalised parking, grounds maintenance, CRM and planning as well as various multi-party procurements including, in the early days of shared services in 2001, a trailblazer-award winning joint outsourcing project.

Employment update

5 July 2011, 9.30am – 1.00pm,
Weightmans, Leicester

Seminar overview

We will look at case law from the previous 12 months as well as covering the legislative changes that have recently taken place. We will also look ahead to the changes coming in later this year and the beginning of 2012.

Topics to be covered include:

- Case Law Update
- Abolition of default retirement age
- Equality Act 2010 update
- Changes to Paternity Leave

Recommended audience: This seminar is aimed at advanced/update level

Speaker Profile:

Imogen Noons is an Associate in the Employment, Pensions and Benefits team at DLA Piper, she specialises in employment law. She has experience in advising public and private sector employers on employee related matters both during and after employment. Imogen has over eight years experience as an advocate in both employment tribunal and employment appeal tribunal. Claims handled include unfair dismissal, including constructive dismissal, redundancy, transfer of undertaking dismissals, breach of contract, breach of working time regulations, unlawful deduction from wages and all types of discrimination. Imogen specialises in diversity issues which often involve multiday tribunal hearings and provision of diversity training to clients. Imogen advises both public and private sector clients in respect of poor performance/sickness, disciplinary issues and redundancy. She has experience of advising in relation to industrial action and large scale change management programmes. She regularly reviews, drafts and advises on service contracts, consultancy agreement and contracts of employment in both the public and private sector. Imogen also advises regarding removal of employees and board directors from the business and use of compromise agreements. Imogen is also involved with the delivery of regular legislation and case law updates for clients. She also provides training to the Chartered Institute of Personnel and Development.

Duration: Half a day (3 CPD points)

Presented by:



Removing obstacles in green energy and retrofit projects

8 July 2011, 9.30am – 1.00pm,
Browne Jacobson, Nottingham

Seminar overview

A discussion of the law governing Feed in Tariffs, how the regime applies to local authorities, and the different models being used around the country to address financial and governance concerns.

Topics to be covered include:

- An introduction to green energy technology – micro-generation, solar energy, wind energy
- Retrofit generally – micro-generation and treatment of properties
- The objectives that can be achieved through green energy and green retrofitting
- The European and UK law on Feed-in Tariffs:
 - EU Directive 2009/28/EC – renewable energy
 - Energy Act 2008
 - The Feed-in Tariffs (Specified Maximum Capacity and Functions) Order 2010
 - The Energy Bill and the Green Deal;
 - Fast-track review of Feed-in Tariffs for small scale low carbon electricity
- Carbon Reduction Commitment Energy Efficiency Scheme
- Green energy deals:
 - Corporate structures
 - EU procurement implications
 - Property concerns
 - Financing
 - Installation
- An example of a green energy local authority PPP delivery model
- Energy from waste – how to deal with anaerobic digestion and biomass issues
- Joint working and Inter-Authority Agreements
- The Nottingham Sustainable Community Strategy – Green Theme
 - Establishing the plan – negotiations and tactics
 - The Green theme – specific sector or golden thread?
 - Implementation phase
 - Energy, Waste and Climate Change Strategies
 - The Steering Group

Recommended audience: This seminar is aimed at entry/beginner level

Duration: Half a day (3 CPD points)

Presented by:  Anthony Collins
solicitors

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Speaker Profile:

Richard Brooks is a partner at Anthony Collins' Birmingham office. He advises clients across the housing, transforming communities, enterprise and health and social care themes on all aspects of procurement, energy and construction law.

- He has been involved in procuring large regeneration projects and other projects involving joint venture structures with multi-party funding.
- He advises on micro-generation, Feed-in Tariffs and the green deal legislation and projects.

- He has extensive construction experience, advising on standard and bespoke forms of professional appointment, building contracts (including GC/Works and JCT forms) and term asset maintenance agreements, particularly on the JCT and NEC term contracts.
- His work also involves resolving construction and procurement disputes for clients whether by mediation, adjudication or litigation.

Gayle Monk is a Solicitor at Anthony Collins' Birmingham office. She advises clients in local government, the wider public sector, housing and Civil Society on all aspects of UK and EU public contracts procurement law and State aid, and commercial contracts for the discharge of public functions.

- She works across the public, private and third sectors, with a particular focus on sustainability and environmental issues.
- She advises local authority and housing clients on micro-generation, Feed-in Tariffs, and joint ventures to achieve environmental ends.
- She also advises local government clients especially on procurement methods and contract negotiation and drafting for services including waste management, leisure services and corporate services.
- She has particular expertise in sustainable procurement, where she assists partner Mark Cook, advising on matters such as targeted recruitment and training. Provides support to the National Sustainable Commissioning and Procurement Programme and its Stakeholders' Group, as well as being an approved trainer for the Marrakech Task Force on Sustainable Public Procurement.

Richard Barlow is a Partner at Browne Jacobson's Nottingham office. He specialises in administrative law including local authority and government body governance and vires, judicial review and decision taking. Richard is an expert in environmental law, advising local authorities on all aspects of environmental law. Richard is also Chair of the Green Nottingham Partnership. As EM LawShare contact partner Richard also has overall responsibility for the EMLS Training Programme.

Craig Elder is a Partner at Browne Jacobson's Nottingham office. He leads the PFI/Projects element of our local authority practice. He has a wide range of experience of projects and high value and other complex contractual arrangements. His specific experience includes acting for the Ministry of Defence on a large scale military procurement; advising Merseyside Waste Disposal Authority on one of the highest value PFIs to sign to date in the UK; and advising the Cabinet Office on the outsourcing of its UK resilience training function. He has advised on a number of other complex and high value infrastructure transactions and inter-authority arrangements in the environmental sector, and recently acted for the public sector clients on a district heating network and community solar power project. He also acts for the sponsor of a project-financed port construction project overseas, and has advised public and private sectors on PFI/PPP arrangements in a number of other sectors including health and education. Currently, Craig is involved in our shared services initiative, and has recent experience of advising local authorities on this type of arrangement.

Localism

15 July 2011, 9.30am – 1.00pm,
Freeth Cartwright, Nottingham

Seminar overview

This seminar aims to provide an update on the Localism Bill following FC's introductory seminars which took place shortly after the publication of the Bill.

Topics to be covered include:

It aims to explore in more detail the implications of the new Bill for areas such as:

- the general power of competence
- abolition of the standards regime
- powers to impose local referenda
- the community right to challenge
- changes to the planning and housing regime

It also aims to explore where the Bill fits into a wider localism/big society agenda and how real the changes promised will be.

Recommended audience: This seminar is aimed at advanced/update level

Duration: Half a day (3 CPD points)

Presented by:



Speaker Profile:

Stephen Pearson is a Partner Specialising in Procurement, Projects and Public Sector Work at Freeth Cartwright, having joined 5 years ago after a time at both Eversheds and Bevan Brittan. He has advised a range of Local Authorities in the Midlands for a number of years including on a number of PFI, LIFT and other major schemes, and has undertaken a range of seminars and workshops to a wide range of Public Sector Groups on a range of issues. He holds the Law Society Diploma in Local Government Law and is a member of the Society of Procurement Lawyers. A major Public Sector client described him as "committed to getting difficult deals done."

Annual governance update

The now infamous annual governance update returning for its fifth year of delivery. Essential update on legislation and caselaw affecting local authorities.

7 September 2011, 9.30am – 1.00pm,
Browne Jacobson, Nottingham

Seminar overview

This seminar will look at topical issues for senior local authority lawyers. We will consider recently introduced changes such as the Code of Practice on local authority publication and the public sector equality duty

Topics to be covered include:

- The New Local Authority Publicity Code
- The future of Local Authority Audit following the loss of the Audit Commission in 2012/13
- Legal Professional Privilege and the Monitoring Officer – Surrey Heath BC and Kevin McCullen -v- Information Commissioner
- The Localism Bill – the current position – as at Sept 2011
- Government’s Red Tape Challenge – issues affecting local authorities
- The future for investigations and complaint determination post the abolition of the Councillors Code of Conduct
- Caselaw Update – including
 - R (Sainsbury’s Supermarkets Ltd) –v- Wolverhampton City Council [2010] UKSC – Planning and CPO powers
 - Kay –v- Lambeth Council [2010] ECHR 21 September 2010 – Housing Possessions and Article 8 ECHR
 - R(A) v LB Croydon [2009] UKSC 8 – Adult/Child Age assessment
 - N –v- Staines Magistrates Court [2009] EWHC 3081 (Admin) Adult/Child Age assessment
 - R (Rahman) v. Birmingham City Council [2011] EWHC 944 (Admin) Equality Duty
 - Skinner v IC & North Somerset Council [2011] UKFTT EA 2010 0184 Disclosure of privileged advice
 - R (on the application of K, Z and M) v Birmingham City Council [2010] High Court - Misfeasance in public office
 - Save Britain's Heritage v Secretary of State for Communities and Local Government [2011] EWCA Civ 334 – Environmental Impact Assessment for proposed demolition
 - Knowles-Fitton, R v Craven District Council [2011] EWHC 212 Planning Permission Error – A salutary lesson
 - Gazelle Properties Limited and SES Ltd v Bath and North East Somerset Council [2010] EWHC 3127 Continuing discretion regarding planning enforcement

Recommended audience: This seminar is aimed at advanced/update level.

Duration: Half a day (3 CPD points)

Presented by: **brownejacobson**
law, less ordinary



Speaker Profile:

Richard Barlow is a Partner at Browne Jacobson's Nottingham office. He specialises in administrative law including local authority and government body governance and vires, judicial review and decision taking. Richard is an expert in environmental law, advising local authorities on all aspects of environmental law. Richard is also Chair of the Green Nottingham Partnership. As EM LawShare contact partner Richard also has overall responsibility for the EMLS Training Programme.

Claire Lefort is an associate in the Local Government and Police team at Weightmans she has a broad range of experience from working in the public sector. She completed her training contract in a local authority and went on to become Borough Solicitor and Monitoring Officer. She then held a senior role at the Standards Board for England (now Standards for England) as Principal Legal Adviser. Her expertise includes planning and highways law, housing and corporate governance as well as extensive experience of all aspects of the ethical regime for local authority members. Claire specialises in providing advice and assistance to local authorities concerning ethical standards. Claire carries out investigations on behalf of Monitoring Officers of local authorities and provides advice to Standards Committees. She also provides advice and guidance to monitoring officers about the ethical regime and governance issues. Claire has extensive experience in presenting numerous cases to hearings and appeals of both Standards Committees and Adjudication Panel for England Case Tribunals. Claire also provides training to officers and members on a variety of subjects including governance, decision making, bias and predetermination as well as hearings, investigations and assessments and has been described as "an excellent trainer and responds well to interruptions, questions and debate". Claire is a past-service member of the Association of Council Secretaries and Solicitors and is also undertaking a Masters in Environmental Law.

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Licensing update

22 September 2011, 9.30am – 1.00pm,
Freeth Cartwright, Nottingham

Seminar overview

This seminar will explore issues relating to licensing and will be useful for solicitors, licensing officers and responsible authority officers considering licence applications.

Topics to be covered include:

- Licensing Act 2003 - principles and procedures
- Issues for Licensing Committees
- The Police Reform and Social Responsibility Bill - what will it mean?
- Case law update
- Questions and answers

Recommended audience: This seminar is aimed at entry/beginner level

Duration: Half a day (3 CPD points)

Presented by:



Speaker Profile:

Lisa Gilligan is a senior associate at Freeth Cartwright's Nottingham office. She has extensive licensing experience having previously worked both in private practice and for a local authority. She deals with the full range of licensing applications and hearings. She has considerable advocacy experience and also represents clients at PACE interviews dealing with a broad range of licensing and regulatory issues. Lisa is also recognised by the Chambers UK Guide as a Leader in the field of Licensing.

Malcolm Radcliffe is a solicitor at Freeth Cartwright's Nottingham office. He has been a practising solicitor for 37 years, concentrating on Licensing Law. He is recognised as a Leader in the Field of Licensing in the Chambers UK Guide, "Impressive experience and deep knowledge of licensing issues."

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Community Infrastructure levy

27 September 2011, 9.30am – 1.00pm,
Weightmans, Leicester

Seminar overview

Section 106 of the Town and Country Planning Act now co-exists alongside regulation 122 of the Community Infrastructure (CiL) Regulations and the tests for lawfulness or "CIL Compliance" has been the subject of scrutiny recently.

This seminar will review the law and policy surrounding S106 and CIL and provide an update on the progress of legislation and recent appeal and court decisions.

Topics to be covered include:

- S106 agreements and CiL - what is lawful in the light of Regulation 122?
- Issues for local authorities, landowners and developers
- Impact of the CiL Regulations on the existing law and policy
- Update on recent case law and relevant appeal decisions in relation to the community infrastructure levy and section 106 agreements
- Review of progress towards adoption of CIL charging schedules in local authorities

Recommended audience: This seminar is aimed at advanced/update level

Speaker Profile:

Peter Taylor is a Partner and Head of the National Planning Team, based at DLA Piper's Birmingham office. He qualified as a solicitor in 1985. He has specialised in planning law for over 20 years, a Legal Associate of the RTPI and was elected as a member of the Law Society's Planning Panel in 1992.

Peter's experience ranges from advice on substantive planning applications to representation and advice in terms of development plan proposals and representation at development plan inquiries. He has also provided advice on all types of planning related matters, enforcement notice issues; revocation and discontinuance orders, certificates of lawfulness of existing and proposed development or use.

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David specialises in planning law, but has worked in various areas of law, in both the public and private sectors. He has experience of all areas of planning, environmental and local government related matters, including advising on planning application, environmental impact statements, planning conditions and agreements, instructing counsel and appearing as an advocate. He has also provided training to local authorities and others on the use of section 106 and proposed changes in the planning system to introduce the community infrastructure levy.

Duration: Half a day (3 CPD points)

Presented by:



How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith

Tel: 0115 908 4829

Email: CSmith@brownejacobson.com

Contract law update

4 October 2011, 9.30am – 1.00pm,
Weightmans, Leicester

Seminar overview

This seminar will look at some of the main areas of concern for commercial lawyers when negotiating and drafting commercial contracts and consider ways to tackle some of the tricky issues that may arise. It will also include an update on recent case law surrounding this complex area of law.

Topics to be covered include:

- Formation and certainty of contract
- Intentions of the parties
- Potential pitfalls of contract drafting
- Protections and Termination

Recommended audience: This seminar is aimed at entry/beginner level

Speaker Profile:

Lynne Rathbone is an Associate in Wightmans' Corporate and Commercial team. Previously, Lynne joined Weightmans in 2005, having graduated from Liverpool University and the College of Law in Chester and practising law in the Chester area. Lynne specialises in commercial law and has extensive experience of negotiating and drafting commercial contracts for a variety of clients, both public and private sector, working extensively with both local authorities and healthcare clients. Lynne has also acted for a Midland's police authority, assisting various teams with issues such as collaboration agreements with other forces and police service agreements with other sectors. She also acts for many doctors' practices, drafting Partnership Agreements and also LLP Agreements between groups of doctors' practices and private sector organisations. Lynne also has experience of corporate transaction and Equity Investment work, having dealt with several investment transactions involving on each occasion joint investment by a venture fund and certain North West universities into a new company incorporated specifically to further develop technology.

Duration: Half a day (3 CPD points)

Presented by:



How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Reorganising the workforce to meet reduced revenue budgets (and TUPE)

6 October 2011, 9.30am – 1.00pm,
Freeth Cartwright, Nottingham

Seminar overview

This seminar will provide an update on how best to re-shape your workforce to meet reduced budgets

Topics to be covered include:

- Identifying preferred outcomes up front
- Communication strategies
- Practical tips on how to secure an agreement to change
- Implementing redundancies
- Collective consultation with unions
- Avoiding claims for unfair dismissal
- Alternatives to redundancy including out-sourcing and changes to terms

Recommended audience: This seminar is aimed at advanced/update level.

Duration: Half a day (3 CPD points)

Presented by:



Freeth
Cartwright
LLP

Anthony Collins
solicitors

Speaker Profile

Doug Mullen is an associate solicitor in Anthony Collins Solicitors' Employment team. Doug advises on the whole range of employment law and best practice. He has particular experience in advising public sector employers on redundancies, restructuring and changing terms and conditions. He also has considerable experience in advising both public sector bodies and contractors on the out-sourcing of public sector services.

Simon Ramshaw is a partner in Anthony Collins Solicitors' Employment team and works regularly with HR specialists, boards, executives and management teams throughout the UK, and is well-known for his innovative and highly interactive organisational effectiveness programmes. Simon has a wealth of experience in advising employers on how to.

How to book

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Charlotte Smith

Tel: 0115 908 4829

Email: CSmith@brownejacobson.com

Planning enforcement

12 October 2011, 9.30am – 1.00pm,
Browne Jacobson, Nottingham

Seminar overview

This seminar will explore planning enforcement and the factors associated with this.

Topics to be covered include:

- Localism and planning enforcement
- Proceeds of Crime Act
- Review of Planning enforcement legislation and policies
- Case law

Recommended audience: This seminar is aimed at advanced/update level.

Duration: Half a day (3 CPD points)

Presented by: 
law. less ordinary

Speaker Profile:

Anna Eastgate is an associate at Browne Jacobson's Nottingham office. She specialises in planning law; and is experienced in planning enforcement and drafting and negotiating Section 106 agreements for local authorities and commercial clients.

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Fundamentals of local government

a guided tour for lawyers new to local authorities or seeking to broaden their understanding

2 November 2011, 1.00pm – 4.45pm,
Weightmans, Leicester

Seminar overview

This seminar covers something that every local authority lawyer may need to know. We will look at how local authorities work, general local authority law and governance, the different functions that they exercise and the internal and external rules that apply to them. It is aimed at lawyers at all levels who are new to local authority work, and at specialists who would like an understanding of, or an update on, the other legal issues that arise within local authorities.

Topics to be covered include:

- History of local government and current administrative arrangements
- Fixing the boundaries
- Local authority functions: planning, regeneration, highways, grants, refuse, land drainage and coastal protection, social services, education, housing, libraries leisure and parks, cemeteries, fire and rescue, crime and disorder, transport, consumer protection, environmental health, licensing, bylaws, elections, local taxes, general powers.
- Councillors, constitutions and officers
- Community governance and the big society
- Decision making, rules and regulations and access to information
- Central government control and equalities
- Legal challenges
- Service delivery options
- Finance
- Government policy

Recommended audience: This seminar will be suitable for entry/beginner level and also advance/update level

Duration: Half a day (3 CPD points)

Speaker Profile:

Graeme Creer joined Weightmans as Head of Local Government in 2006 after thirty years experience in local government.

Graeme has vast experience of all aspects of local government law and regularly writes and lectures on the subject. As a planning, highways and environmental law specialist at the London Borough of Haringey, he handled two Local Plan inquiries and a major retail inquiry, and acted as legal adviser to one of the first 'green issues' committees in the country, and to the North London Waste Disposal Authority. He headed the property and planning team at the London Borough of Wandsworth where he dealt with a number of high profile development projects, including property disposals, major riverside sites, Battersea Power Station, and town centre redevelopments at Putney and Tooting.

Graeme was a member of ODPM working parties on local authority powers and trading guidance, and gave evidence to Parliamentary Select Committee on the impact of the Local Government Act 2000. Graeme was a member of the ACSeS Executive, included in The Lawyer Hot 100 in 2004, and profiled by the LGC in 2005 as one of the top five local authority lawyers.

He is recommended in the Legal 500 and Chambers, which has referred to his “stellar in-house local government credentials” and commented that “he is esteemed for his vast knowledge of local authority and governance issues”. Chambers 2010 says, “Graeme Creer is an incredibly well-known figure in local government circles and his former in-house experience ensures that he has *“enormous insight into the inner workings of local authorities.”*”. Chambers 2011 says he *“has a wealth of experience in the sector and, with previous in-house experience, is highly regarded for the practical outlook he brings to local government work.”*

Duration: Half a day (3 CPD points)

Presented by:



How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith

Tel: 0115 908 4829

Email: CSmith@brownejacobson.com

Working with the third sector

finding mutual benefit in tough times

10 November 2011, 9.30am – 1.00pm,
Gedling Borough Council

Seminar overview

This seminar considers what the third sector can offer to local government, as well as what local government can offer to the third sector.

We will be looking at recent developments to find how local authorities can help to support the third sector in financially-straitened times, whilst also continuing to achieve their wider objectives, all the while staying within the law!

Topics to be covered include:

- localism
- community right to challenge
- engaging with the third sector without breaching procurement rules
- the growth of the social enterprise sector

Recommended audience: This seminar is aimed at advanced/update level

Speaker Profile:

Mark Cook is a partner with many years' experience of spanning the gap between the public sector and the third sector. In particular, Mark has a national reputation in procurement law and has produced a number of guides and other papers on social clauses. He is also Chair of a national network of recycling and re-use bodies.

Simon Lee is a solicitor who helps lead on the firm's work with and for social enterprises. He has led on a number of projects where social enterprises 'externalise' from public bodies, most notably in relation to PCTs. Along with Mark, Simon leads on advice to clients on State Aid matters.

Duration: Half a day (3 CPD points)

Presented by: 

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Practical procurement

a beginner's guide to the wonderful world of procurement

24 November 2011, 9.30am – 1.00pm,
Browne Jacobson, Nottingham

Seminar overview

This procurement law seminar will provide a hands-on practitioners guide to the specific issues which arise for lawyers when drafting the procurement papers for Open, Restricted and Competitive Dialogue Procedures.

Topics to be covered include:

Detailed discussion will held on the drafting issues to consider with:

- Contract Notices;
- When do Procurements need to be advertised in OJEU
- Pre-Qualification Questionnaires;
- Invitations to Tender/Participate;
- Contract Award Letters; and
- Contract Award Notice.

The seminar will also look at the differences between Pre-Qualification Issues and Invitation to Tender Issues. It will be rounded off with a review of the most up to date developments in procurement cases and a discussion on the problems that can arise in practice.

This lively seminar will be interactive with plenty of opportunities for participants to draft, take part in case studies and ask questions. Drawing on their experience of working with the public sector, the presenters will speak about difficulties that are faced and overcome on a regular basis.

Recommended audience: This seminar is aimed at entry/beginner level

Duration: Half a day (3 CPD points)

Presented by: 
brownejacobson
law. less ordinary



Speaker Profile:

Peter Ware is a partner and head of the Local Authority Projects and Procurement Team at Browne Jacobson. Formerly special projects adviser to Nottinghamshire County Council, Peter has extensive experience of procurement both in terms of major projects and also at the grass roots level. He delivers seminars in a down to earth manner giving advice not just on the law but on the everyday practicalities of getting procurement to market.



Stephen Pearson is a Partner Specialising in Procurement, Projects and Public Sector Work at Freeth Cartwright, having joined them 5 years ago after a time at both Eversheds and Bevan Brittan. He has advised a range of Local Authorities in the Midlands for a number of years including on a number of PFI, LIFT and other major schemes, and has undertaken a range of seminars and workshops to a wide range of Public Sector Groups on a range of issues. He holds the Law Society Diploma in Local Government Law and is a member of the Society of Procurement Lawyers. A major Public Sector client described him as "committed to getting difficult deals done"

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith

Tel: 0115 908 4829

Email: CSmith@brownejacobson.com

Debt recovery: bankruptcy and winding up

29 November 2011, 9.30am – 1.00pm,

Leicestershire County Council

Seminar overview

We will be looking at the procedure for obtaining winding up and bankruptcy orders, the law relating to such procedures and the alternative debt recovery methods available for creditors. We will consider the benefits of bankruptcy and winding up over other debt recovery means together with the negative aspects of such actions.

Topics to be covered include:

- Preparing the petition
- Getting to court
- The effect of the order
- The pros and cons of such action
- The alternatives

Recommended audience: This seminar is aimed at entry/ beginner level

Speaker Profile:

Charlotte Duce is an associate in the Restructuring group and is based in DLA's Birmingham office. She specialises in corporate restructuring and insolvency work, advising lenders, insolvency practitioners and agents. Charlotte's work focuses on non-contentious, transactional matters. She also advises insolvency practitioners on all matters relating to their appointments including trading issues and disposals.

Charlotte has worked primarily on disposals of the business and assets of insolvent companies but also has wide experience of acting for companies acquiring such assets from insolvency practitioners. Charlotte advises lenders on security issues, structures and the options available to them, through formal insolvency processes or by an informal reconstruction.

Duration: Half a day (3 CPD points)

Presented by:



How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith

Tel: 0115 908 4829

Email: CSmith@brownejacobson.com

Property law update

12 January 2012, 9.30am – 1.00pm,
Browne Jacobson, Nottingham

Seminar overview

This seminar will examine the ‘hot topics for local authorities 2012’, providing an update on relevant changes to legislation/new legislation, in addition to reviewing relevant case law.

Topics to be covered include:

- Changes to legislation/new legislation
- Relevant case law
- Impact for local authorities
- Estate rationalisation issues
- Possible solutions for councils

Recommended audience: This seminar is aimed at entry/ beginner level

Duration: Half a day (3 CPD points)

Presented by: 
law. less ordinary

Speaker Profile:

Helene Maillet-Vioud is a solicitor at Browne Jacobson’s Nottingham office. She specialises in: commercial property law particularly sales and acquisitions, landlord and tenant matters for public and private sector clients including shared services arrangements and development site assembly issues.

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Landlord and tenant

26 January 2012, 9.30am – 1.00pm,
Freeth Cartwright, Nottingham

Seminar overview

An update on landlord and tenant law looking at recent case law and legislation development the seminar will be a mix of interactive talks with some workshop elements.

Topics to be covered include:

- termination and renewals of business leases
- break options
- dilapidations
- contracting out and proportionality in relation to possession claims

Recommended audience: This seminar is aimed at advanced/update level

Duration: Half a day (3 CPD points)

Presented by:



Speaker Profile:

Paul Tomkins is a member of the firm's Real Estate Litigation department, ranked in 1st place by the Legal 500. He deals with disputes arising from property including possession proceedings, trespass claims, service occupier disputes, boundary, easement and covenant disputes, dilapidations claims, commercial lease renewals and commercial landlord and tenant disputes. Paul is a member of the Property Litigation Association and regularly provides advice on Public Sector matters.

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Director's responsibilities for health and safety

1 February 2012, 9.30am - 1.00pm,
Weightmans, Leicester

Seminar overview

Stafford Hospital, the BP Oil spill, Haringey Social Services and other high profile adverse events can lead to managers at the very top of public sector bodies coming under pressure and in some instances leaving their posts after failings in their organisations.

Such events can lead to corporate manslaughter prosecutions, personal liability and even imprisonment when accidents occur within their organisation together with adverse publicity and questions from members, coroners, taxpayers and the media.

This seminar will give senior managers of local authorities and other public bodies an understanding of the potential risks, the legal framework within such responsibilities lie and a detailed guidance as to how in practice the senior Directors and Department Heads can stay out of trouble and manage the risks. It will give them a plan of action as to how to respond if ever an accident or adverse event occurs "on their patch" and enable them to avoid any allegation that their Council is "grossly negligent", criticism of them personally and to prevent "collective management failure" leading to unlimited fines and director disqualifications.

Topics to be covered include:

- Corporate Manslaughter and Corporate Homicide Act
- Health and Safety (Offences) Act
- Crisis Management: Incident response and emergency planning
- The political element and individual liability
- Published Guidance for Directors on meeting their safety responsibilities

Recommended audience: This seminar is aimed at advanced/update level.

Duration: Half a day (3 CPD points)

Presented by:



Weightmans

Speaker Profile:

Chris Green is a lead partner in Weightmans Midlands regulatory team. Chris delivers practical and workable commercial solutions to companies, public sector authorities and individuals who become embroiled in the criminal justice system. Chris deals exclusively with defence and prosecution of Regulatory Prosecutions, getting involved immediately following alleged breach, offering advice on and attendance at investigation, Inquest, interview and Court proceedings. He has been involved in a number of manslaughter and fatal accident investigations, planning, food, housing and regulatory prosecutions. Chris advises public sector bodies, construction, engineering and manufacturing companies on fatal accidents, and Environmental protection prosecutions. He prosecutes breaches of Fire Safety (Regulatory Reform) Order provisions and for breaches of planning consent on behalf of local authorities, and has advised on regulatory investigations including food poisoning environmental and product safety issues.

Chris is described by Chambers Legal Directory as a "Leading Prosecutions Lawyer" and by the Legal 500 (2007) as "Top Ranked Leading Health and Safety Prosecutions Lawyer". Chris is a member of the Association of Regulatory and Disciplinary Lawyers and the Health

and Safety Lawyers' Association. He delivers training and speaks at Seminars to the likes of IOSH ROSPA British Safety Council, County Surveyors Society and CFOA.



How to book

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Charlotte Smith

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Email: CSmith@brownejacobson.com

Town centre regeneration

9 February 2012, 1.30pm – 5.00pm,
Gedling Borough Council

Seminar overview

Town centre regeneration projects have had a difficult time over recent years. The lack of funding options, difficulties over procurement, political uncertainty; councils self funding developments, the death of the RDA's and the rise the LEPs. With so many changes is it any wonder that developments stalled? This session will explore and update the current thinking on town centre regeneration and the range of options and opportunities available to councils.

Topics to be covered include:

- lack of funding options
- difficulties over procurement
- the death of the RDA's
- the rise of the LEP's

Recommended audience: This seminar is aimed at advanced/update level

Duration: Half a day (3 CPD points)

Presented by:

Anthony Collins
solicitors



Speaker Profile:

Chris Plumley is a highly experienced regeneration lawyer at Anthony Collins who specialises in acting on major commercial development and physical regeneration schemes. He has considerable top flight experience focused for the last 10 years on dedicated working with the public sector and the emergency services.

He leads our local government work having acted on a wide range of projects including multi-million pound complex residential, town centre, education, emergency services and mixed use developments. Chris is extremely capable at advising on commercial and legal structures, delivery vehicles, European procurement, landlord and tenant issues, construction & development and acquisition & disposal.

Jane Trevithick is Joint Head of Property at Anthony Collins. With substantial experience particularly in the property and construction arena, she is a property development lawyer with an extensive background of acting for private sector clients and public bodies on public sector projects; invaluable experience in her role which has a particular emphasis on developing the firm's commercial client base. Jane is also developing a series of initiatives to nurture and support junior talent at Anthony Collins Solicitors and raise the outward profile of its real estate team of over 25 property lawyers. She has previously been involved in some significant projects amongst which were regeneration of a deprived area of Liverpool and a £100 million redevelopment of a canal-side area of Lancaster.

Stephen Pearson is a Partner Specialising in Procurement, Projects and Public Sector Work at Freeth Cartwright, having joined them 5 years ago after a time at both Eversheds and Bevan Brittan. He has advised a range of Local Authorities in the Midlands for a number of years including on a number of PFI, LIFT and other major schemes, and has undertaken a

range of seminars and workshops to a wide range of Public Sector Groups on a range of issues. He holds the Law Society Diploma in Local Government Law and is a member of the Society of Procurement Lawyers. A major Public Sector client described him as "committed to getting difficult deals done."



How to book

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Email: CSmith@brownejacobson.com

Income regeneration

With so much doom and gloom surrounding local authority decisions to reduce funding, it is well worth bearing in mind that every additional pound of income generated by a local authority is potentially one that need not be saved from the expenditure budget. Since there is a strong political will to protect front line services and vulnerable service users, all authorities ought to be overhauling their income generation activity.

22 February 2012, 9.30am - 1.00pm,
Browne Jacobson, Nottingham

Seminar overview

This seminar will look at the full range of cost recovery options open to local authorities and also at commercial trading. We will also consider the options for sustainable investment to provide secure revenue streams in return for capital investment.

Topics to be covered include:

- Full Cost

Where a charging regime is already in place, how to ensure that the actual cost of providing the service is, where possible, recovered.

- Comprehensive Charging Regime

We will provide an aid to carrying out a review of powers to charge. How to introduce charges where the authority is not currently charging but both could and wishes to. [See Rob Hann : "Guide to LA Charging Powers" - existing edition is 1995 but a new publication is due out soon.]

- Asset Sponsorship and Fundraising

Consider utilising the Council's assets for commercial income.

- Greening the Council

Currently energy generation by Councils can deliver payback through not only the reduction in energy costs but also receipt of the Feed-In-Tariff. This is a strong driver for solar photovoltaic, small hydro-electricity, biomass and anaerobic digestion projects and authorities with capital can invest today to generate income for years through receipt of the FIT.

- Trading

Utilising powers contained in sections 95/96 of the Local Government Act 2003, authorities can trade in function related discretionary services through a company as underpinned by an appropriately robust business plan. Authorities need to consider where they can play to their strengths and establish a resilient commercial venture. A case study of a local authority trading arrangement will be provided with emphasis upon the legal aspects of the enterprise.

- Renegotiate Long Term Contracts

Just as central government has put the squeeze on their key contractors, so can local authorities look to vary existing agreements to secure more favourable financial terms.

- Specific Implications for Legal Services Provision

How to maximise cost recovery. Addressing the SRA and conditional fee agreements implications.

Recommended audience: This course will be focused at advanced/update level.

Duration: Half a day (3 CPD points)

Presented by: **brownejacobson**
law, less ordinary

With Guest Speaker Nigel Giffin QC from:



kbw

Speaker Profile:

Richard Barlow is a partner at Browne Jacobson's Nottingham office. He specialises in administrative law including local authority and government body governance and vires, judicial review and decision taking. His specific experience includes leading our team who advised a consortium of authorities, led by Gedling Borough Council, on the legal issues concerning the joint delivery of building control functions through a company across a number of authorities in Nottinghamshire. He is also advising a number of authorities on issues concerning the ongoing operations of local authority controlled companies. As EM LawShare contact partner Richard also has overall responsibility for the EMLS Training Programme.

Peter Ware is a partner at Browne Jacobson's Nottingham office. Peter heads up the commercial aspect of our local authority practice, specialising in shared services, complex procurement, PFI, outsourcing and public sector joint ventures. Whilst at Nottinghamshire County Council Peter was the lead internal legal adviser on its BSF project - although this project was eventually cancelled as part of central government cuts, Peter worked as part of the project team for two years and gained a strong insight into schools PFI matters. He is currently the lead adviser on Nottinghamshire County Council's sale of their entire care home estate (some 12 homes and attached care home businesses). Peter is also leading Nottinghamshire County Council's negotiation with Nottingham City Council over its withdrawal from its involvement in the Nottingham Express Transit tram service, both the existing line one and the proposed phase 2. Peter is advising a county council in relation to one of its live schools PFI schemes, which delivered a secondary and primary school, together with a school and community use leisure facility; Peter was instructed in relation to changes that needed to be made to the leisure management services and the payments for utilities.



Craig Elder is a Partner at Browne Jacobson's Nottingham office. He leads the PFI/Projects element of our local authority practice. He has a wide range of experience of projects and high value and other complex contractual arrangements. His specific experience includes acting for the Ministry of Defence on a large scale military procurement (named best UK PPP to sign at the PFI Awards); advising Merseyside Waste Disposal Authority on one of the highest value PFIs to sign to date in the UK; and advising the Cabinet Office on the outsourcing of its UK resilience training function. He has advised on a number of other complex and high value infrastructure transactions and inter-authority arrangements in the environmental sector, and recently acted for the public sector clients on a district heating network and community solar power project. He also acts for the sponsor of a project-financed port construction project overseas, and has advised public and private sectors on PFI/PPP arrangements in a number of other sectors including health and education. Currently, Craig is involved in our shared services initiative, and has recent experience of advising local authorities on this type of arrangement.

Nigel Giffin QC was appointed QC in 2003 and practices at 11KBW. Nigel is considered to be one of the foremost Silks in the Country being ranked in the highest banding in Chambers and Partners in the areas of Administrative and Public Law, Public Procurement Law, Local Government Law and Education Law. He has been involved in advising local authorities on matters of powers, finance and governance for nearly 25 years. Nigel recently acted for one of the claimant authorities in the successful challenge to the withdrawal of Building Schools for the Future funding, and has also been acting for about 30 councils in a challenge to the way in which revenue support grant has been reduced on account of schools becoming academies. He has been involved in many of the leading public procurement cases, including *Risk Management* and *Letting International v Newham*. He is the author of the chapter on Administrative Court proceedings in Foskett's Law and Practice of Compromise, and a member of the editorial board of Butterworths Local Government Reports. He was formerly a member of the Attorney General's "A" panel of Counsel to the Crown, and undertook a number of important Human Rights Act cases in this capacity. Nigel is a CEDR accredited mediator, and has undertaken a number of mediations as both mediator and counsel.

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Construction and engineering

29 February 2012, 9.30am - 1.00pm - Weightmans,
Leicester

Overview

The downturn has led to building and civil engineering contractors bidding at low, sometimes suicidal rates. Contractors are under pressure from their finance directors to make a profit, but this can often only be achieved by making 'claims'. The current market is experiencing a surge in these.

This seminar will focus on how to minimise the risk of contractor claims, at all stages of a project, from drafting to final account stage. It is aimed at local government contract managers, procurement officers, project managers and lawyers.

Topics to be covered include:

Drafting the contract and issues up to completion of the works

- forms of standard contract to use (JCT, NEC 3 and others)
- how many amendments?
- notices under the amended Construction Act
- delays and other issues during the construction phase

Claims for time and money

- the 'final account' battle
- how much detail should the contractor provide?
- what about 'global' or 'total cost' claims?
- relevant case law
- practical points if adjudication is threatened

Recommended audience:

This seminar is aimed at medium/advanced level.

Speaker profiles

Charles Tomlinson is a partner and head of construction and engineering at Weightmans. He acts for some of the UK's leading construction and engineering companies and various local authorities and public sector bodies. Charles has particular expertise in complex civil and mechanical & electrical engineering disputes involving, infrastructure, highways, rail, marine, power generation, water, waste and renewable energy. Charles advises upon all aspects of the procurement of construction services. He is also experienced in acting in relation to disputes involving EU procurement.

Ian Yule is a partner at Weightmans' Leicester office. He specialises in construction and engineering law and spent the first four years of his career in local



government. Ian's expertise covers advisory and contentious matters, including drafting highways agreements, framework contracts and has also worked on a number of major PFI projects in the roads, education and social housing sectors. He has advised on disputes in all of the main forums of dispute resolution including adjudication and also in complex High Court multi-party matters in various mechanical and electrical disputes.

Location

This seminar will take place at [Weightmans LLP](#), Peat House, 1 Waterloo Way, Leicester, LE1 6LP. Weightmans are located in the KPMG building, where the reception is on the first floor. Parking is available in the NCP car park on East Street, directly opposite the office.

CPD and seminar fee

This seminar is free to attend and you will receive three CPD points for attending. If you feel this seminar would be of interest to your colleagues, please feel free to forward this invitation.

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Innovative funding for capital ventures & projects

New approaches to funding development and regeneration

1 March 2012, 9.30am – 1.00pm,
Freeth Cartwright, Nottingham

Seminar overview

Availability of large scale funding for projects (such as Building Schools for the Future and Private Finance Initiatives) has diminished and new regeneration funding and delivery models will emerge for the public sector.

The creation of enterprise zones, major reforms to the planning system and the government's proposals for public sector land auctions are among key measures for local government in the Chancellor of the Exchequer's "budget for growth".

- new urban enterprise zones are to be set up in Local Enterprise Partnership areas and London.

- "a range of policy tools would be made available for the 21 enterprise zones, including the retention of all business rates growth".

- tax incremental finance initiatives will be developed.

Also, Local Asset Backed Vehicles or "LABVs", limited liability partnerships between public and private sector partners will be set up in some areas to carry out regeneration projects.

The new models for funding are intended to deliver greater efficiency in procurement but will rely upon public and private sector partner commitment.

Topics to be covered include:

- The Government's proposals
- Review of progress and examples of good practice
- Update and explanation of the various new initiatives and sources of funding (LEPs and Enterprise Zones / LABV / TIF)

Recommended audience: This seminar is aimed at advanced/update level

Duration: Half a day (3 CPD points)

Presented by:



Anthony Collins
solicitors

Speaker Profile:

Peter Taylor is a Partner and Head of the National Planning Team, based at DLA Piper's Birmingham office. He qualified as a solicitor in 1985. He has specialised in planning law for over 20 years, a Legal Associate of the RTPI and was elected as a member of the Law Society's Planning Panel in 1992.

Peter's experience ranges from advice on substantive planning applications to representation and advice in terms of development plan proposals and representation at development plan inquiries. He has also provided advice on all types of planning related matters, enforcement notice issues; revocation and discontinuance orders, certificates of lawfulness of existing and proposed development or use.



David Brammer qualified as a solicitor in 1989 and is a Legal Director in the National Planning Team, based at DLA Piper's Birmingham office. He joined DLA Piper as an Associate in 2007. He has previously worked at district, metropolitan and county councils in the West Midlands, is a Legal Associate of the RTPI and has an MBA in Public Sector Management.

David specialises in planning law, but has worked in various areas of law, in both the public and private sectors. He has experience of all areas of planning, environmental and local government related matters, including advising on planning application, environmental impact statements, planning conditions and agreements, instructing counsel and appearing as an advocate. He has also provided training to local authorities and others on the use of section 106 and proposed changes in the planning system to introduce the community infrastructure levy.

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Information governance

14 March 2012, 1.30pm – 5.00pm,
Weightmans, Leicester

Seminar overview

An update on developments in data protection and freedom of information. A review of recent Decision Notices and case law, and considering recent enforcement actions by the Information Commissioner's Office.

Topics to be covered include:

- Decision Notices and case law update
- Enforcement Actions
- FOIA update
- DPA update

Recommended audience: This seminar is aimed at advanced/update level

Duration: Half a day (3 CPD points)

Presented by:



Speaker Profile:

Simon Charlton is an Associate in Weightmans' Healthcare Team in Birmingham. Simon advises Local Government and NHS bodies throughout the Midlands, Northern and Southern England, on a wide range of legal issues.

His advice and assistance to Public Sector Clients includes representing Clients in court, particularly the Coroner's Court, and most recently before the First Tier Tribunal (Information Rights), the appellant court for decisions of the Information Commissioner on data protection and freedom of information issues. He has a particular interest in the last two areas of law, and has advised Public Sector Clients in respect of their information sharing policies, and responses to requests under the relevant legislation.

He regularly delivers talks (both nationally and regionally) and runs workshops for Public Sector Clients, and their in house legal advisors, particularly on Information Governance issues.

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith
Tel: 0115 908 4829
Email: CSmith@brownejacobson.com

Section 106 agreements: update and review of best practice and drafting

29 March 2012, 9.30am – 1.00pm,
Browne Jacobson, Nottingham

Seminar overview

Section 106 agreements - lawfulness and drafting issues

Topics to be covered include:

- The Government's proposals and the localism agenda
- Review of emerging law in relation to s 106 agreements and CIL by reference to recent appeal decisions and decided cases
- Consideration of key legal issues under the Planning Act 2008 and the CIL Regulations 2010 pertaining to implementation of the CIL system.
- Addressing the role of planning obligations (section 106 agreements and undertakings) and their relationship with the CIL system
- A forum for sharing of initial experiences and concerns about CIL and the lawfulness of planning obligations
- Review of standard draft clauses for agreements

Recommended audience: This seminar is aimed at advanced/update level

Duration: Half a day (3 CPD points)

Presented by:



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Speaker Profile:

Peter Taylor is a Partner and Head of the National Planning Team, based at DLA Piper's Birmingham office. He qualified as a solicitor in 1985. He has specialised in planning law for over 20 years, a Legal Associate of the RTPI and was elected as a member of the Law Society's Planning Panel in 1992.

Peter's experience ranges from advice on substantive planning applications to representation and advice in terms of development plan proposals and representation at development plan inquiries. He has also provided advice on all types of planning related matters, enforcement notice issues; revocation and discontinuance orders, certificates of lawfulness of existing and proposed development or use.

David Brammer qualified as a solicitor in 1989 and is a Legal Director in the National Planning Team, based at DLA Piper's Birmingham office. He joined DLA Piper as an Associate in 2007. He has previously worked at district, metropolitan and county councils in the West Midlands, is a Legal Associate of the RTPI and has an MBA in Public Sector Management.

David specialises in planning law, but has worked in various areas of law, in both the public and private sectors. He has experience of all areas of planning, environmental and local government related matters, including advising on planning application, environmental impact statements, planning conditions and agreements, instructing counsel and appearing as

an advocate. He has also provided training to local authorities and others on the use of section 106 and proposed changes in the planning system to introduce the community infrastructure levy.



Anna Eastgate is an associate at Browne Jacobson's Nottingham office. She specialises in planning law; and is experienced in planning enforcement and drafting and negotiating Section 106 agreements for local authorities and commercial clients.

How to book

If you would like to book a place on this seminar then please contact us using the information below:

Charlotte Smith

Tel: 0115 908 4829

Email: CSmith@brownejacobson.com