

Wilberforce Chambers are committed to delivering advice and advocacy of the highest quality. Our strength stems from the range and depth of our experience across the spectrum of law. Our focus is to provide such services with the interests of our clients foremost in our minds.

The Professional Liability Group includes leading silks and juniors in the field, many of whom are regularly recommended in the various legal journals and directories. We have substantial experience in dealing with actions for and against a wide variety of professionals including solicitors, barristers, accountants, auditors, actuaries, construction professionals (including engineers, architects, surveyors and project managers), financial practitioners (including specialist tax and pension advisers), company directories and insurance brokers.

**Wilberforce Chambers**  
8 New Square, Lincoln's Inn, London WC2A 3QP

**Tel** · +44 (0)20 7306 0102  
**Fax** · +44 (0)20 7306 0095  
**Email** · [chambers@wilberforce.co.uk](mailto:chambers@wilberforce.co.uk)  
**Online** · [www.wilberforce.co.uk](http://www.wilberforce.co.uk)



## Improving the odds - tactics and procedure

**Thursday 25 September 2008**

Royal College of Surgeon's  
Lincoln's Inn Fields London  
9.00am - 5.00pm

**6 CPD Hours £85 + VAT**

Includes documentation, refreshments,  
lunch and evening drinks reception

# Improving the odds - tactics and procedure

A one day interactive seminar covering key issues facing professionals working in the professional liability field. Includes specialist workshops, plus a panel session and opportunities to question and meet the speakers.

- 9.00am **Registration and coffee**
- 9.30am **Welcome and introduction**  
**Ian Croxford QC, Chairman**
- 9.45am **'Pre-action: for claimant/defendant'**  
**David Phillips QC and Thomas Seymour**
- Pre-action protocol
  - ADR/neutral evaluation/mediation
  - Other parties
  - Inspection of files and pre-action discovery
- 10.15am **'Now that you've started - how to proceed?'**  
**John Wardell QC and Nikki Singla**
- Securing procedural advantage
  - Applying pressure/tighten the screw
  - Maximise the chances of succeeding at trial
- 10.45am **'Disclosure'**  
**James Ayliffe and Tiffany Scott**
- Making the most of disclosure in professional liability cases
  - Managing/challenging e-disclosure
  - Privilege and confidentiality issues
  - Pre-action and third party disclosure
  - Striking out where the claimant fails to preserve documents
- 11.00am **Tea and coffee**
- 11.30am **'Proving your case - evidence in Professional Liability Claims'**  
**Joanne Wicks and Gabriel Fadipe**
- What do I need to prove and how do I go about proving it?
  - The Hearsay Rule - does it matter any more?
  - Getting the expert evidence right
  - How do I get the best out of my witnesses?
- 12.00pm **Interactive Sessions - AM**
- Choose one of the four following workshops. All workshops will have a facilitator and will include Wilberforce silks and junior barristers who specialise in the field. Maximum 30 in each group.
- AM - Workshop 1: Lawyers  
AM - Workshop 2: Construction Professionals  
AM - Workshop 3: Financial Advisers  
AM - Workshop 4: Trustees

- 1.00pm **Lunch**
- 2.00pm **'Additional Claims under CPR Part 20'**  
**Joanna Smith and Andrew Mold**
- The timing of Additional Claims
  - The issues to be considered prior to commencing an Additional Claim
  - Pre-action disclosure in the context of an Additional Claim
  - The impact of an Additional Claim on the costs of the action
  - Mediating Additional Claims

- 2.30pm **'Settlement and mediation'**  
**Jonathan Seidler QC**
- Timing and tactics of Part 36 offers
  - Timing and tactics in mediation
  - Pitfalls with consent orders
  - ADR: the next phase

- 3.00pm **Interactive Sessions - PM**
- Choose one of the four following workshops. All workshops will have a facilitator and will include Wilberforce silks and junior barristers who specialise in the field. Maximum 30 in each group.
- PM - Workshop 1 Accountants  
PM - Workshop 2 Property Professionals  
PM - Workshop 3 Actuaries  
PM - Workshop 4 Directors'

- 4.00pm **Tea**
- 4.15pm **Interactive Panel Session focussing on 'Trial preparation' and 'the Trial'.**
- Question, challenge and share your views.
- 4.45pm **Chairman's round-up and conclusions**
- 5.00pm **Drinks reception**
- Continue your conversation with the day's speakers and presenters over a glass or two of wine in The Huntrian Museum.

- 7.00pm **Carriages**

## Registration

Registration Fee £85 + VAT (total £99.87)

Registration fee includes attendance at the seminar, workshops, seminar documentation, refreshments, lunch and evening drinks reception. The registration fee must be paid in advance of the seminar to guarantee your place. We regret that no refunds will be made in the event that delegates are unable to attend.

## CPD Hours

Recognised by The Law Society and the Bar Council.  
Full attendance of the seminar qualifies for 6 CPD Points.

## Registration Instructions

Four easy ways to book your place:

- By fax: 020 7306 0095  
By email to: seminars@wilberforce.co.uk  
By Freepost to: Wilberforce Chambers  
Online: www.wilberforce.co.uk/prof\_liability\_seminar

**PLEASE COMPLETE AND RETURN THIS REGISTRATION FORM, CLEARLY STATING WHICH WORKSHOP SESSIONS YOU WOULD LIKE TO ATTEND. PLEASE NOTE THERE IS NO NEED TO AFFIX A STAMP.**

Send your cheque made payable to 'Wilberforce Chambers' with your registration form.

I enclose a cheque for £

I wish to reserve  place(s)

Name(s)

Contact number

Company

Address

Postcode

Email

Position(s)

Please indicate if you have any special requirements

## Workshops

Please select your 1st and 2nd choices from the AM and PM workshops and enter the titles opposite:

AM WORKSHOP 1st choice

2nd choice

PM WORKSHOP 1st choice

2nd choice

We will do our best to accommodate you. Please note, however, that places for each workshop are limited and will be allocated on a 'first come, first served' basis.

For further information and registration details, please contact Christine Nicholls:  
E: seminars@wilberforce.co.uk T: +44 (0) 20 7306 0102  
W: www.wilberforce.co.uk/prof\_liability\_seminar