

LEEDS PROFESSIONAL LIABILITY CONFERENCE

17 October 2018

4 – 6.15pm

Registration fee: £25 + VAT

Location

DoubleTree by Hilton Hotel
Leeds City Centre, Leeds LS1 4BR



Timetable

4.00pm Registration

4.15pm Welcome from Chairperson - Joanna Smith QC

4.20pm



What is "res inter alios acta" and how can you make it work for you?

Zoë Barton

- What do we know about how and when the principle kicks in?
- What is 'collateral' and how do you distinguish it from what is 'direct'?
- How does the principle fit with other rules in the law of damages?
- Is it all clear now after *Swynson v Lowick Rose*?

4.40pm



Tiuta v De Villiers under the spot light; the but for test of causation revisited

Joanna Smith QC

- Is a valuer to be held liable for a lender's pre-existing loss in the shape of a first loan where that lender uses a new second loan made in reliance on negligent valuation advice to discharge the first loan?
- How does the *Nykredit* basic comparison operate in such a case?
- The relationship between factual and legal causation
- The significance of the decision in *Swynson v Lowick Rose*
- The arguments in the Supreme Court in *Tiuta v De Villiers* explained

5.00pm WORKSHOP



Loss of a chance:

Tiffany Scott QC

- "You get what you settle for" – Thelma and Louise
- Categories of loss of a chance
- Tests for establishing a claim for loss of a chance
- How to calculate damages for loss of a chance
- When is loss of a chance not loss of a chance

5.50pm



Professionals assuming duties of care to third parties:

Jack Watson

- What is the test for the assumption of responsibility to a non-client?
- *White v Jones* – how far can the principle be expanded beyond will drafting cases?
- What if there is a conflict between the duty assumed and your duty to your client?
- Having assumed a duty, what is its scope?
- Causation of loss

6.10pm Closing remarks

6.15pm Drinks reception