

JUDICIAL REVIEW TRENDS & FORECASTS LONDON 2009

A CONFERENCE BY PRACTITIONERS FOR PRACTITIONERS
THURSDAY 8TH OCTOBER 2009: 9.00 – 17.15

Herbert Smith, Exchange House, Primrose Street, London EC2A 2HS
Solicitors and Barristers earn 5.5 CPD points



This conference has been kindly sponsored by
Herbert Smith and Blackstone Chambers

WHO SHOULD ATTEND

All practitioners involved in, or who want to become involved in, judicial review proceedings.

WHY YOU SHOULD ATTEND

This is a unique event, set up by practitioners for practitioners that brings together a mix of both claimant and defendant lawyers.

It emphasises the practical aspects of Judicial Review litigation.

Leaders in the field will provide up-to-date information on the latest Judicial Review case law and trends.

Earn 5.5 hours of Solicitors Regulation Authority / Bar Council CPD credit.

MORNING SESSION

Chaired by **Steve Cragg**

barrister, Doughty Street Chambers

9.00 – 9.30	Coffee and registration
9.30 – 9.35	Introduction and welcome Diane Astin – Acting Director, Public Law Project
9.35 – 10.00	Opening address The Rt. Hon. Sir Anthony May President of the Queen's Bench Division
10.00 – 10.45	The Good, the Bad and the Ugly A year in Judicial Review Mike Fordham QC – Blackstone Chambers An irreverent, but authoritative look at the year's most important Judicial Review cases and their implications.
10.45 – 11.00	Q&A
11.00 – 11.45	EC Law Update Richard Gordon QC and Jemima Stratford Brick Court Chambers Key issues and practical tips for running EC law points in public law cases.
11.45 – 12.00	Coffee break
12.00 – 13.00	Morning workshops (see opposite - choose from sessions 1 to 4)
13.00 – 14.00	Lunch

Session 1	Collateral challenges in public law Hugh Southey – barrister, Toops Chambers, Nicholas Nicol – barrister, 1 Pump Court Public Law challenges to decisions to prosecute and the use of Article 8 to defend possession proceedings.
Session 2	Ombudsmen or Ombudsmice? John Halford – partner, Bindmans An overview of remedies for maladministration and service failure when identified by the Ombudsmen; the latest case law involving Ombudsman findings; remedies for complainants whose complaints are rejected, or when recommendations do not address identified injustice.
Session 3	Judicial review in professional regulation Andrew Lidbetter – Partner, Herbert Smith How judicial review can be used by those facing professional discipline investigations and proceedings and the points that regulators look out for.
Session 4	Disclosure in judicial review proceedings Ben Jaffey – barrister, Blackstone Chambers Hints for claimants on getting what you want. Hints for defendants on getting it right first time.

MAIN THEMES

Review of the year's top judicial review cases and update on EC law and UK public law.

Eight practical workshops to choose from, with an authoritative panel discussion on a key issue of the day, with contributions from leading professionals.

Workshop discussions are led by experienced practitioners on: equality duties, the ombudsman, collateral challenges, professional regulation, disclosure, the contracting state, new developments in judicial review for claimants and defendants.

Presentations from Lord Justice Sedley and The Right Hon. Sir Anthony May.

Free copies of PLP's latest research publications for all conference attendees: 'The Dynamics of Judicial Review Litigation', and 'Mediation and Judicial Review'.

AFTERNOON SESSION

Chaired by Louise Whitfield
solicitor, Pierce Glynn

14.00 Panel discussion: are we using the justice system for the purposes of social engineering?

Panellists:

Peggy Etiebet – barrister, 2-3 Gray's Inn Square

Robert Latham – barrister, Doughty Street Chambers

Maurice Sunkin – Professor of Public Law and Socio Legal Studies, Essex University

More panellists to be confirmed
please check our website

14.45 Coffee break

15.00 Afternoon workshops (see opposite – choose from sessions 5 to 8)

16.00 Trends and forecasts in judicial review **Kate Marcus** and **Martin Westgate** – barristers, Doughty Street Chambers

An authoritative forecast from two leading practitioners, including a round-up of the day and the issues raised. There will be a short Q&A after the presentation.

16.45 Closing Address: **Lord Justice Sedley** – Court of Appeal, England and Wales Administrative Law: Looking back and looking forward.

17.15 Close

Session 5 The equality duties **David Wolfe** – Matrix Chambers

An overview of how the equality duties are being implemented, recent decisions and their implications for the future.

Session 6 Judicial review and the contracting state: does public law bite when public authorities outsource their functions? **Nigel Giffin QC** – IKBW

Are private sector contractors amenable to judicial review? If so under what circumstances? What rights do the public have to challenge their appointment of contractors, and how far must authorities impose environmental, social and human rights obligations on their contractors?

Session 7 Strategy and new developments in judicial review for defendants

Peggy Etiebet – barrister, 2-3 Gray's Inn Square

Sallie Harrington – solicitor, Creighton and Partners

An overview of procedure rules, and some hints on tactics, from both a defendant solicitors' and a barristers' perspective.

Session 8 Strategy and new developments in judicial review for claimants

Richard Stein – Partner, Leigh Day & Co.

Nathalie Lieven QC – Landmark Chambers

Any overview of procedure rules, and some hints on tactics, from both a claimant solicitors' and a barristers' perspective.
