



Herbert Smith



THE PUBLIC LAW PROJECT PRESENTS

JUDICIAL REVIEW LONDON TRENDS & FORECASTS 2011

The Right to Know

Thursday 13th October 2011, 09.00 - 17.00
Herbert Smith, Exchange House
Primrose Street, London EC2A 2HS

Plenary sessions from Tim Buley, Maurice Frankel,
Mike Fordham QC, Professor Conor Gearty,
Richard Hermer QC, Lord Lester of Herne Hill QC,
Lord Justice Moses.



Earn 6 CPD points of SRA/BSB/ILEX CPD Credit
www.publiclawproject.org.uk

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 engages with the practical aspects of judicial review litigation, with an emphasis on access to justice and freedom of information.
- Leaders in the field will provide up-to-date information on the latest judicial review case law and trends.
- You will earn 6 hours of Solicitors Regulation Authority / Bar Council / ILEX CPD points.

MORNING SESSIONS

Chair: Barbara Hewson, Hardwicke Chambers

- 09.00** **Coffee and Registration**
- 09.30** **Introduction**
Steve Cragg, Chair, the Public Law Project
- 09.35** **Opening Address**
Lord Justice Moses
- 10.00** **A Year in Judicial Review**
Mike Fordham QC, Blackstone Chambers
- 10.30** **The Right to Know**
Maurice Frankel, Campaign for Freedom of Information
- 11.00** **Coffee Break**
- 11.30** **International Law in Public Law Claims**
Richard Hermer QC, Doughty Street Chambers
- 12.00** **Morning Seminars**
Please see opposite for choice of four seminars
- 13.15** **Lunch**

MORNING SEMINARS (75mins): choose one of four

1 Access to Justice for NGOs

A practical workshop on judicial review for NGOs, charities and their lawyers. When should NGOs and charities bring claims? What kinds of claim are most likely to succeed? How can claims be funded? How can the NGO or charity minimise the costs risk of losing and get a Protective Costs Order? How does the Aarhus Convention help access to justice in environmental cases?.

Nicholas Hildyard
Corner House Research
Ben Jaffey
Blackstone Chambers

2 Court of Protection: An Update

This session will look at the developing case law including the Court's welfare jurisdiction and the difference between restriction of freedom and deprivation of liberty.

Nick Armstrong
Matrix Chambers

3 Judicial Review of the Regulators: An Update

This seminar is an update on the application of JR principles to the regulators across a range of commercial sectors, how the Courts tend to approach the different grounds for JR in this context and a number of recent cases.

Andrew Lidbetter
Partner, Herbert Smith
Jasveer Randhawa
Senior Associate, Herbert Smith

4 The Duty to Consult

David and Gwion will consider what practical points claimants should look for when challenging the legality of consultation processes, and how defendants can undertake consultation lawfully so as to avoid challenge.

Gwion Lewis
Landmark Chambers
David Wolfe
Matrix Chambers

Main theme

In addition to 'Trends and Forecasts', the PLP 2011 conference looks at 'The right to know'. The Freedom of Information Act, Environmental Information Regulations and Data Protection Act allow access to information held by public authorities, but how easy is it to use this legislation, and is it always effective in promoting transparency? These are key questions for public lawyers and for the Public Law Project. With this theme in mind, we have commissioned plenary sessions from Maurice Frankel, Director of the Campaign for Freedom of Information and from Professor Conor Gearty. There is also a specially commissioned workshop on making Freedom of Information Act requests.

About the Public Law Project

PLP is an independent, national legal charity which aims to improve access to public law remedies for those whose access is restricted by poverty, discrimination or other similar barriers. To fulfil its objectives PLP undertakes research, policy initiatives, casework and training across the range of public law remedies. To find out more, please visit our website at www.publiclawproject.org.uk

Follow us on twitter @publiclawprojct

AFTERNOON SESSIONS

Chair: Phillippa Kaufmann QC

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|-------|--|
| 14.15 | Afternoon Seminars Please see opposite for choice of four seminars |
| 15.30 | Coffee Break |
| 15.45 | Public Law Interventions and Access to Justice: Cart and AK Tim Buley Landmark Chambers |
| 16.00 | The Tension Between the UK Supreme Court and the European Court of Human Rights Lord Lester of Herne Hill QC |
| 16.30 | Judicial Review, Human Rights and the Peril of Knowing Too Much Professor Conor Gearty |
| 17.00 | Close |

AFTERNOON SEMINARS (75mins): choose one of four

5 Costs and Legal Aid funding

This workshop will look at:

- Legal Aid reforms
- CFA funding – including the Jackson reforms
- Protective Costs Orders
- Companies as vehicles for litigation
- Third party funding
- Tips on recovering your own costs
- Adverse costs risks of JR by stages (inc. Boxall/AK etc.)

Jamie Beagent

Leigh Day and Co

Tim Buley

Landmark Chambers

6 Making Freedom of Information Act (FOIA) Requests

This workshop will look at:

- The usefulness of FOIA requests
- Bullet - proofing FOIA requests
- Tactics in liaising with public bodies during the FOIA process
- Navigating the exemptions maze

Nicholas Gilby

Independent FOIA expert

Tom Hickman

Blackstone Chambers

7 Litigating the Cuts

This session looks at the recent decisions and possible grounds of challenge in public sector cuts cases, including equality duties, legitimate expectation, vires and Wednesbury. The workshop will also cover the relevance of resources in this context and practical tips for bringing such challenges.

Louise Whitfield

Solicitor, Pierce Glynn

Kate Markus

Doughty Street Chambers

8 Defending Judicial Review Claims

An overview of recent developments and tips on strategy for lawyers defending judicial review claims.

Tim Eicke QC

Essex Court Chambers

I would like to book a place on the 'Judicial Review London: Trends and Forecasts' conference on Thursday 13th October 2011.

Please use a fresh booking form for each delegate (you can photocopy this form)

Workshop sessions (please circle 1st choice):

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|------------|-----------|-----------|-----------|-----------|
| Morning: | Seminar 1 | Seminar 2 | Seminar 3 | Seminar 4 |
| Afternoon: | Seminar 5 | Seminar 6 | Seminar 7 | Seminar 8 |

Special dietary requirements

Access requirements

Name

Position

Organisation

Address

Post code

Tel

Fax

Email

I enclose a cheque for £ Please invoice me for £ (Delete where applicable)

If paying by purchase order, please raise it with your accounts department before booking.
PLEASE NOTE: Payment must be made before the conference, unless specific arrangements have been made to the contrary and agreed with The Public Law Project Administration.

Standard fee: £280 + VAT (£336 per delegate)

Discounted fee (charities, voluntary sector, academics, students, trainee solicitors, pupils and barristers within 2 years of admission): £190 + VAT (£228 per delegate)

50% off third delegate when 3 book from the same organisation at the same time.

Cancellation policy and fees:

More than 2 weeks before event: £50 + VAT
Within 2 weeks of event: 100% of delegate fee

Please return to:

Training and Events, Public Law Project, 150 Caledonian Road, London N1 9RD

Tel: 0845 5435946

Fax: (020) 7837 7048

Email: training@publiclawproject.org.uk



For online booking and downloadable booking forms please visit
www.publiclawproject.org.uk

Cancellation Policy and Fees:

A refund of fees will be made only for cancellations received in writing at least 10 working days before the event (less a £50 + VAT administration charge). Should you cancel less than 10 working days before the event, no refund is payable. However, a substitute delegate will be accepted at any time before the event. This programme is correct at the time of going to press. However, we reserve the right to alter or cancel the programme due to unforeseen circumstances.

