



PNLA Archive Ticket

Over the last 2 years we have produced a collection of talks recorded online – which has created an archive of specialist areas of the professional negligence law.

We envisage firms will be able to use this unique resource for training and referral purposes

Each talk is given by a selection of specialist speakers and talks are accompanied by handout notes designed to guide you through each topic.

Speakers Professional Mix No of Talks Judges 4 Silks 13 **Barristers** 13 Solicitors 13 **Chartered Accountants** 2 Architect 1 5 **Insurance Brokers** 1 **Cost Lawyers Expert Witnesses** 2 Mediator

Totalling five online conferences

Jun-20 - UK wide - "Mid 2020 Vision" Nov-20 - UK wide - "Getting back into the Groove" Mar-21 - Scottish Conference – "Always in Touch" May-21 - Ireland Conference - "Circumnavigation" Jul-21 - UK wide - "Getting inside the case"

Areas of Professional Negligence Law

No of Talks

Areas covered

Aleas covered	140 01	iaiks
ADR		4
Apologising		1
Auditors and accountant	S	3
Commercial cases update	е	2
Construction		2
Costs and Litigation Fund	ding	5
Coverage		2
Criminal		1
Equitable claims		1
Experts		8
Financial Services		1
Fraud		1
General cases update		1
Governance decisions		1
Insurance brokers		1
Lender claims		2
Limitation		4
Loss of a chance		1
Pension Disputes		1
Practice		10
Product Liability		1
Receivers		1
Solicitors]
Tort]
Wrap Parties (with all spe	eakers)	5



Г		'Tools you may want for your toolkit' review	Nicholos		
1	Commercial cases update	of Lowick Rose v Swynson; Singularis Holdings v Daiwa; Barclays Bank v Quincare; Marex v Sevilleja Garcia; Ghiles v Rhind; Assetco v Grant Thornton	Nicholas Davidson QC 4 New Square Chambers	Jun-20	Mid 2020 Vision
2	Commercial cases update	"Watch for the Reflection: the problem of "reflective loss" review of Prudential Assurance v Newman Industries; Johnson v Gore Wood; Marex Financial v Sevilleja (CA and UKSC); Giles v Rhind; Broadcasting Investment Group v Smith; Naibu Global v Daniel Stewart; Nectrus v UCP;	Nicholas Davidson QC 4 New Square Chambers	Mar-21	"Scots Law – Currently out of Reach – Always in Touch"
3	Loss of a chance	'Recent developments in Loss of Chance' review of Perry v Raleys; Edwards v Hugh James Ford Simey; Moda International Brands v Gateley, Toray Investments v Gateley Heritage LLP and Terence Ramsden v HMRC	Francis Bacon Hailsham Chambers	Jun-20	Mid 2020 Vision
4	Lender claims	'The Liability of Secured Lenders' review of Morley v Royal Bank of Scotland PLC	John Virgo Guildhall Chambers	Jun-20	Mid 2020 Vision
5		"Professional Negligence Aspects of Banking Litigation" review of Purrunsing v A'Court (a firm) and another [2016] EWHC 789 (Ch); Mishcon De Reya, (Dreamvar (UK) Ltd v Mishcon de Reya and others [2016] EWHC 331 (Ch); Hunter v Hanley [1955] ScotCS CSIH_2; Eckersley v Binnie & Partners [1988] 18 Con LR 1; Matrix Securities Ltd v Theodore Goddard [1998] STC 1; Wright v Lewis Silkin [2016] EWCA Civ 1308; Barclays Bank v Quincecare Ltd (1992) 4 All ER 363; Singularis Holdings Ltd (in official liquidation) v Daiwa Capital Markets Europe Ltd [2019] UKSC 50; Philipp v Barclays 2021 EWHC 10 (Comm)	Commercial	Mar-21	"Scots Law – Currently out of Reach – Always in Touch"
6	Receivers	'Suing receivers: An uphill struggle?' review of Centenary Homes v Liddell	Ivor Collett Crown Office Chambers	Jun-20	Mid 2020 Vision
7	Solicitors	'Regulation for Litigators' review of SRA Standards & Regulations 2019; SRA Principles; Legal Services Act 2007; Saif Ali v Sydney Mitchell; Brett v SRA; Benjamin SDT; Sandbach SDT; Vay Sui v SRA; C Ltd v D&X	•	Jun-20	Mid 2020 Vision
8	Equitable claims	'Fiduciary Duties, Relational Contracts and Good Faith' review of Burnden Holdings v Fielding; Kelly v Cooper, Offshore v Internaves; Sheikh Tahnoon Al-Nehayan v Kent; Re Goldcorp Exchange Ltd; Bolkiah v KPMG; F&C v Barthelemy; Brandeis (Brokers) v Black; B&W v Mothew; Swindle v Harrison; AIB v Redler; Nationwide v Balmore Radmore; Hilton v Barker Booth Eastwood; Watson v Kea; Coulthard v Disco Mix; Watford v Miles; Yam Seng v International Trade Corp; Braganza v BP Shipping;	David Halpern QC 4 New Square Chambers	Nov-20	Getting back into the Groove



9	Auditors and accountants	'Professional negligence update – focus on auditors' review of Manchester Building Society v Grant Thornton [2019] 1 WLR 40 and Assetco v Grant Thornton [2020] EWCA Civ 1151		Nov- 20	Getting back into the Groove
10	Insurance brokers	'Negligence claims against insurance brokers in relation to losses suffered due to Covid 19' review of Financial Conduct Authority v Arch; Eurokey v Giles Insurance Brokers;	William Flenley QC Hailsham Chambers	Nov- 20	Getting back into the Groove
11	Coverage	'Business interruption insurance – BII – where are we?' The Financial Conduct Authority (FCA) v Arch Insurance (UK) Ltd & Ors [2020] EWHC 2448 (Comm) (15 September 2020)	Imran Benson Hailsham Chambers	Nov- 20	Getting back into the Groove
12	Coverage	"Business Interruption Insurance" Financial Conduct Authority v Arch Insurance (UK) Limited & ors [2021] UKSC 1	Ben Lynch QC Fountain Court Chambers (Counsel in the case)	Jul-21	Getting inside the case
13	Fraud	'Fraud and professional negligence'	Arun Chauhan Tenet compliance & litigation	Nov- 20	Getting back into the Groove
14	Governance decisions	'A swift tour of Governance and recent decisions' review of Whitehouse and Clark v The Lord Advocate [2019] CSIH 52; Miller, R (on the application of) v The Prime Minister [2019] UKSC 41 (24 September 2019); Cherry & others v Advocate General for Scotland.	Lord Davidson of Glen Cova	Mar-21	"Scots Law – Currently out of Reach – Always in Touch"
15	Product Liability	"Recent developments in Product Liability – what is the meaning of 'defect'?'	Lady Haldane Judge of the Supreme Courts	Mar-21	"Scots Law – Currently out of Reach – Always in Touch"
16	Financial Services	"Where are we now with claims against SIPP operators? Carey and Berkeley: a tale of two trustees." Review of FCA Handbook – Principles for Business; FSA and FCA Publications; Berkeley Burke Sipp Administration Ltd v Financial Ombudsman Service Limited [2018] EWHC 2878 (Admin) (30 October 2018); Russell Adams v Carey Pensions	Rory Thomson CMS Cameron McKenna Nabarro	Mar-21	"Scots Law – Currently out of Reach – Always in Touch"



17	General cases update	"Professional Negligence Update" review of Cantrell v AIB and Ors: [2020] IESCDET 69; Loomes Practising as Thomas Loomes and Company Solicitors v Rippington & Ors [2020] IEHC 237; Whearty v. Lanigan Practising as Poe Kiely Hogan Lanigan Solicitors [2020] IEHC 443; McGuinness v. Wilkie and Flanagan Solicitors [2020] IECA 111; Start Mortgages DAC v. Mc Namara [2020] IEHC 187; Ulster Bank Ireland Limited v. Sutton [2020] IEHC 426; Reilly v. Campbell Catering Ltd [2020] IECA 222; Ulster Bank DAC & Ors v McDonagh & Ors [2020] IEHC 185; Defender Limited v HSBC France [2020] IESC 37.	Leman Solicitors	May- 21	Circumnavigati on Professional Negligence, Legal Innovation and Market Update
18	Auditors and accountants	'The shape of professional negligence after Manchester Building Society v Grant Thornton' [2021] UKSC 20 and linked case Khan v Meadows	David McIlroy Head of Chambers Forum Chambers	Jul- 21	Getting inside the case
19	Auditors and accountants	'How has the scope of duty test for professional negligence claims been reformulated by the Manchester Building Society v Grant Thornton judgment?	Peter Lees Director Squire Patton Boggs (solicitor for MBS)	Jul- 21	Getting inside the case
20	Apologising	'I'm Sorry but I can't Apologise' r; eview of Section 2 of the Compensation Act 2006; The South Carolina Unanticipated Medical Outcome Reconciliation Act; Health and Social Care Act 2008; Apologies (Scotland) Act 2016;	Sir David Foskett 39 Essex Street	Jul- 21	Getting inside the case
21	Tort	'Tortious Duties to Third Parties – Goodbye to the Threefold Test'	Ben Patten QC 4 New Square Chambers	May- 21	Circumnavigati on Professional Negligence, Legal Innovation and Market Update
22	Construction	"Design Liability & Professional Negligence: The Cladding Problem and Architects' Liabilities post Grenfell" review of the BUILDING ACT 1984 Building regulations 2010: 4(1)(a); The Bolam Defence; The Adams Qualification Adams v Rhymney District Council [2001] PNLR 4; The Unsafe Practice Response Edward Wong Finance Co v Johnson Stokes & Master [1984] AC 296; The No Logical Foundation Response Bolitho v City Hackney HA [1988] AC 232; Michael Hyde v JD Williams [2001] PNLR 233; The Likely Answer	Ben Patten QC 4 New Square s	Jul- 21	Getting inside the case



23	Construction	"Design Liability & Professional Negligence: Limitation, Contribution and the Likely Shape of Claim" review of Multiplex Construction v Bathgate [2021] EWHC 590; Galliford Try Infrastructure Ltd (Formerly Morrison Construction Ltd and Morrison Construction Services Ltd) v Mott MacDonald Ltd [2008] EWHC 1570 (TCC); Per Lord Hoffman in SAAMCO [1997] AC 191 and Caparo Industries v Dickman [1990] 2 AC 605.; Henderson v Merrett Syndicates Ltd [1995] 2 AC 145; White v Jones [1995] 2 AC 207; Williams v Natural Life Health Foods Ltd [1998] 1 WLR 830; Marc Rich & Co AG v Bishop Rock Marine Co Ltd ("The Nicholas H") [1996] 1 AC 211; Customs and Excise Commissioners v Barclays Bank Plc [2006] UKHL 28; Riyad Bank v Ahli United Bank UK plc [2006] EWCA Civ 780.; Arrowhead Capital Finance Ltd (In Liquidation) v KPMG LLP [2012] PNLR 30; Hunt v Optima (Cambridge Ltd) [2014] EWCA Civ 714 at [54];	Sian Mirchandani QC 4 New Square	Jul-21	Getting inside the case
24	Criminal	'The Post Office Scandal - A Study in Judicial Failure' Review of Hamilton and ors. v Post Office Ltd [2021] EWCA Crim 577. https://www.bailii.org/ew/cases/EWCA/Crim/2	Paul Marshall Cornerstone Chambers	Jul-21	Getting inside the case
		Bates and ors. v Post Office Ltd ('Horizon Issues') Rev 1 [2019] EWHC 3408 QB. https://www.bailii.org/ew/cases/EWHC/QB/201 9/3408.html Bates and ors. v Post Office Ltd ('Common Issues') [2019] EWHC 606 QB. https://www.bailii.org/ew/cases/EWHC/QB/201 9/606.html Post Office Ltd v Castleton [2007] EWHC 5 QB https://www.bailii.org/ew/cases/EWHC/QB/200 7/5.html Government review of evidence given in Court produced by computers debate moved by Darren Jones MP, Chair BEIS Select Committee; 10-part BBC series, broadcast on Radio 4 from 25 May 2020. A supplemental 11th broadcast entitled "The Reckoning" was broadcast on Radio 4 on 2 June; Sir Richard Eggleston, Evidence Proof and Probability; Police and Criminal Evidence Act 1984 (PACE);			



25	Limitation	'S14(a) Limitation Act 1980 – has the music changed?" review of Shore v Sedgewick Financial Services Limited; Law Society v Sephton; Halsall v Champion Consulting; Godstone & ors v Halliwell Llandau; Andrew Cole & ors v Scion & ors; Andrew Cole & ors v Sky Unlimited & ors;	Jonathan Sachs BDB Pitmans (formerly Irwin Mitchell)	Jun- 20	Mid 2020 Vision
26	Limitation	'Limitation – failed litigation and general considerations' review of Holt v Holley & Steer [2020] EWCA Civ 851; Law Society v Sephton; Khan v Falvey; Forster v Outred; Evans v Procewaterhousecoopers; Bell v Peter Brown; Polley v Warner Goodman & Street; Wellesley v Withers;	Michael Pooles QC Hailsham Chambers	Nov- 20	Getting back into the Groove
27	Limitation	"Prescription – Love it or hate it, where have we reached?" review of 1. David T Morrison & Co Ltd v ICL Plastics Ltd 2014 SC (UKSC) 222 2. Gordon's Trustees v Campbell Riddell Breeze Paterson LLP 2017 SLT 1287 3. Midlothian Council v Blyth & Blyth & others [2019] CSOH 29 4. WPH Developments Ltd v Young & Gault LLP (In Liquidation), 2020 SLT (Sh Ct) 185 5. Glasgow City Council v VFS Financial Services Ltd & others 2020 SLT 1227 (Lord Tyre) at [98]-[105] at pp 1251-1253 6. Heather Capital v Levy v Macrae 2017 SLT 376 per Lady Paton at para [63] on p345 7. BP Exploration Co Ltd v Chevron Transport (Scotland) 2002 SC HL 19 8. Dryburgh v Scotts Media Tax 2014 SC 651 9. Thorn EMI v Taylor Woodrow 29 October 1982 at p7 10. Rowan Timber Supplies Scotland Ltd v Scottish Water [2011] CSIH 26 11. MacDonald v Clydesdale Bank [2017] SC EDIN 65 at para [20] 12. Loretto Housing Association v Cruden & others [2019] CSOH 78	Scott Manson Axiom Advocates	Mar- 21	"Scots Law – Currently out of Reach – Always in Touch"
28	Limitation	'Liability of construction professionals' review of Morrissey v HSE & Ors, UCC/NUI v ESB and Cantrell & Ors v Allied Irish Banks & Ors	John Trainor SC	May- 21	Circumnavig ation Professional Negligence, Legal Innovation and Market Update
29	'Pensions Professional Negligence Claims' review of i Claims relating to Defined Benefits – DB - occupational schemes i Causes and themes of those claims i The Part 7 / Part 8 dynamic i Quantum complications		Justin Briggs Partner & Kelly Whittaker Associate Burges Salmon LLP	Jul-21	Getting inside the case
30	Experts	'Professional negligence claims against Accountants, Auditors and Valuers'	Phil Crooks BRG	Jun- 20	Mid 2020 Vision
31	Experts	'Bear traps for auditors 2020 and beyond'	Philippa Hill Grant Thornton	Nov- 20	Getting back into the Groove
32	Experts	'Instructing Experts – traps for the unwary solicitor' review of Sanson v Metcalfe Hambleton; A Company v XYZ; De Sena v Notaro; Essex County Council v UBB Waste	Joe Bryant Beale & Co	Nov- 20	Getting back into the Groove



33	Experts	'The role of the Expert Witness' review of Darby Properties Limited v Lloyds Bank; Change Red Limited v Barclays Bank; National Justice Compania Naviera SA v Prudential Assurance Company Limited (also known as the "Ikarian Reefer" case); Elf Caledonian Limited v London Bridge Engineering Limited, and McTear v Imperial Tobacco Ltd; Whitehouse v. Jordan; Polivitte Ltd. v. Commercial Union Assurance Co. Plc.; Derby & Co. Ltd. and Others v. Weldon and Others; Snowie v Stirling Council;	Sean Gibbs BSc LLB (Hons) PG Dip Arb LLM MICE FCIOB FRICS FCIARB Hanscomb Intercontinental	Mar- 21	"Scots Law – Currently out of Reach – Always in Touch"
34	Experts	'The role of the Expert Witness' review of Beattie Dana UK AXLE Ltd v Freudenberg FST GmbH [2021] EWHC 1413 (TCC); Passive Norse Ltd & Anr v Canham Consulting Ltd (2) [2021] EWHC 1116 (TCC)	Sean Gibbs BSc LLB (Hons) PG Dip Arb LLM MICE FCIOB FRICS FCIARB Hanscomb Intercontinental	Jul-21	Getting inside the case
35	Experts	"Briefing of an Expert"	Brian O'Connell O'Connell Mahon Architects	May- 21	Circumnavigatio n Professional Negligence, Legal Innovation and Market Update
36	Experts	Professional Indemnity Broker – 'Market Update'	Aidan Brady ReSure Corporate Brokers	May- 21	Circumnavigatio n Professional Negligence, Legal Innovation and Market Update
37	Practice	'Valuation services for real estate & fixed-asset investments'	lan Mackie FRICS Managing Director BRG	Jul-21	Getting inside the case
38	Practice	'The Claimant perspective – Claims post Covid 19 and Update on Mediation' – review of 'Blind Bidding Mediation'	Tim Constable – Dentons UK and Middle East LLP	Jun- 20	Mid 2020 Vision
39	Practice	'The Future of Disclosure? – The Pilot Regime in the Business and Property Courts' review of Castle Water v Thames Water; McParland v Whitehead; Lonestar v Kaye & ors; Vannin Capital PCC v RBOS Shareholders; ventra Investments v Bank of Scotland plc; Agents Mutual v Gascoigne Halman; Brake & ors v Lowes & ors; Maher v Maher & other;	Luka Krsljanin Blackstone Chambers (formerly 2 Temple Gardens)	Nov- 20	Getting back into the Groove
40	Practice	'Group Proceedings in the Court of Session: A view from the Bench' review of Civil Litigation (Expenses and Group Proceedings) (Scotland) Act 2018; Chapter 26A of the Rules of the Court of Session; COURT OF SESSION PRACTICE NOTE No. 2 of 2020 Group Proceedings under Chapter 26A	Lord Ericht Judge of the Supreme Courts	Mar- 21	"Scots Law – Currently out of Reach – Always in Touch"



41	Practice	"Social Inflation in the United States (2021)"	Chris Carroll Kennedys (USA)	Mar- 21	"Scots Law – Currently out of Reach – Always in Touch"
42	Practice	"A virtual reality: remote court hearings in Scotland"	Craig Watt Brodies	Mar- 21	"Scots Law – Currently out of Reach – Always in Touch"
43	Practice	'The importance of time'	The Honourable Mr Justice Anthony Barr Judge of the High Court	May- 21	Circumnavigation Professional Negligence, Legal Innovation and Market Update
44	Practice	"Delay and want of prosecution (effects of Covid-19)" review of Millerick v Minister for Finance; McMullen v Ireland; Gilroy v. Flynn; Stephens v. Paul Flynn Ltd; Primor plc v Stokes Kennedy Crowley; Pugh & Anor v PGM Financial Services & Ors; ER Travel Ltd v Dublin Airport Authority Plc; Cohen v Sacks	Stephen McCullough BL	May- 21	Circumnavigation Professional Negligence, Legal Innovation and Market Update
45	Practice	"TrialView and Developments in Electronic Litigation"	Ciaran Murphy BL TrialView	May- 21	Circumnavigation Professional Negligence, Legal Innovation and Market Update
46	Practice	"How legal technology will improve your prospects of successfully defending EL/PL claims"	Karl Manweiler LexTech	May- 21	Circumnavigation Professional Negligence, Legal Innovation and Market Update
47	Practice	Recent developments in practice and procedure, including (1) The Disclosure Pilot (2) Trial Witness Statements (3) Shorter Trials Scheme; PD 57AC: Trial witness statements	Carlo Taczalski & Nicola Atkins Crown Office Chambers	Jul- 21	Getting inside the case
48	Costs and Litigation Funding	'Funders in the Firing Line? – Davey v Money and Hall v Saunders' including Chapelgate Credit Opportunity Master Fund v Money [2020] EWCA Civ 246; Arkin v Borchard Lines; Bailey v GSK; Excalibur Ventures v Texas Keystone; Sharp v Blank; Hall v Saunders; Akhmedovs v Akhmedov;	Pippa Manby 4 New Square Chambers	Nov- 20	Getting back into the Groove
49	Costs and Litigation Funding	'A Beginners Guide to ATE'	Matthew Pascall Temple Legal Protection	Nov- 20	Getting back into the Groove
50	Costs and Litigation Funding	'A Beginner Guide to ATE Scotland'	Matthew Pascall Temple Legal Protection	Mar- 21	"Scots Law – Currently out of Reach – Always in Touch"



51	Costs and Litigation Funding	'Litigation Funding Update'	Nicholas Ellor Senior Underwriter Temple Legal Protection	Jul- 21	Getting inside the case
52	Costs and Litigation Funding	'Costs Budgeting: Pitfalls to Avoid'	Adam Grant Costs Lawyer KE Costs Lawyers	Jul- 21	Getting inside the case
53	Alternative Dispute Resolution - ADR	'It's expedient to mediate' review of Mediation and Early Neutral Evaluation - ENE - PN Pre action Protocol; Halsey v Milton Keynes General NHS Trust; PGFII SA v OMFS Company 1 Limited; Thakkar v Patel; Gore v Naheed; Richard Wales v CBRE & Aviva; DSN v Blackpool Football Club; BXB v Watch Tower & anr; Lomax v Lomax; Seals v Williams Bradley v Heslin	Neil Berragan Kings Chambers	Jun- 20	Mid 2020 Vision
54	Alternative Dispute Resolution - ADR	'A Mediators Perspective'	Mark Lomas QC Independent Mediators	Nov- 20	Getting back into the Groove
55	Alternative Dispute Resolution - ADR	'Mediation of Professional Negligence Disputes"	Rachael Bicknell Squaring Circles	Mar- 21	"Scots Law – Currently out of Reach – Always in Touch"
56	Alternative Dispute Resolution - ADR	'ADR by Adjudication-update' - The latest word: Beattie Passive Norse Limited v Canham Consulting Limited [2021] EWHC 1116 (TCC)	Simon Wilton Hailsham Chambers Accredited PNBA Adjudicator	Jul- 21	Getting inside the case

Filmed Question & Answer sessions where the speakers say a few more words...

	Conference	Zoom Wrap Party date
57	Mid 2020 Vision	2 November 2020
58	Getting back into the Groove	12 March 2021
59	"Scots Law – Currently out of Reach – Always in Touch"	23 June 2021
60	Getting inside the case	5 October 2021
61	Circumnavigation Professional Negligence, Legal Innovation and Market Update	12 October 2021



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