

SEMINAR PROGRAMME

Spring 2010

Introduction

Deep freeze or green shoots? Whatever the outlook, our events and seminars are intended to keep you up to date with the changing legal landscape – the issues affecting your business right now, the opportunities ahead and the challenges round the corner.

This spring we're keeping it fresh – an innovative mock tribunal, interactive workshops and business-focused seminars with industry guest speakers. From carbon reduction to net contribution, from employment to procurement, Brodies offers insight and stimulation and a great opportunity to meet old and new contacts.

All sessions are held at our Edinburgh or Glasgow boardrooms, free of charge. For more information and to book your place, please visit www.brodies.com/events

Alternatively, please contact Rachel Osborne, Events & Seminars Co-ordinator, on 0131 656 0054 or seminars@brodies.com

We look forward to seeing you this spring.

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Spring Seminar Programme

DATE / TIME / LOCATION	TITLE AND CONTENT	PRESENTER	AUDIENCE
<p>Edinburgh</p> <p>16 March</p> <p>Registration & Breakfast 8.30am - 9.00am</p> <p>Seminar 9.00am - 10.00am</p>	<p>Employment Law 2010 – beyond the General Election</p> <p>Using a 'question time' format, members of our employment law team will outline the key employment law changes that are coming in 2010 as well as provide an overview of how the main UK political parties say they will deal with some employment law 'hot topics'.</p> <p>Come along to make sure that you are prepared for every eventuality whatever the outcome of the elections.</p>	<p>Tony Hadden, Partner, Employment & Pensions, Brodies LLP</p> <p>Cristine Livingstone, Senior Solicitor, Employment & Pensions, Brodies LLP</p> <p>Andrew McConnell, Senior Solicitor, Employment & Pensions, Brodies LLP</p> <p>Hayley Johnson, Solicitor, Employment & Pensions, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ HR Managers ▪ Anyone with an interest in how employment law may change following the election
<p>Edinburgh</p> <p>16 March</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>Heat and carbon reduction – how to make it happen through ESCOs, District Heating and CHP</p> <p>With a little over one per cent of Scotland's heat (which accounts for nearly 50 per cent of our energy use) currently coming from renewable sources, the government has set a target of 10 per cent by 2020. Local authorities, RSLs, developers and house builders will all want to know how this can be achieved.</p> <p>Our energy team looks in depth at the options including the Government's Renewable Heat Action Plan, the potential impact of the Carbon Reduction Commitment, and the proposed Renewable Heat Incentive.</p>	<p>Charles Smith, Partner, Projects, Brodies LLP</p> <p>Robert Seaton, Senior Solicitor, Planning, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Developers ▪ House builders ▪ Waste developers ▪ Energy providers

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<p>Glasgow 17 March</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p> <p>Glasgow 2 June</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>Claims against construction professionals</p> <p>Construction experts from Brodies will separately provide practical guidance on making claims against construction professionals and also look at issues arising in the defence of such claims, both drawing upon their extensive experience in this field.</p> <p>You decide who is the 'bad cop' ...</p>	<p>Alisdair Matheson, Associate, Construction & Engineering, Brodies LLP</p> <p>Manus Quigg, Associate, Construction & Engineering, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Construction professionals ▪ Developers ▪ Contractors ▪ Insurers ▪ Brokers
<p>Edinburgh 23 March</p> <p>Registration & Breakfast 8.30am - 9.00am</p> <p>Seminar 9.00am - 10.00am</p>	<p>'You take the high road...' – very different paths to divorce either side of the border</p> <p>From the Scots executive who works in London during the week to the English couple who spend their leisure time in a Scottish holiday home, there are plenty of people with strong links to both sides of the border. Although some people go to the extreme of moving their family to the other side of Hadrian's Wall, to maximise or minimise their divorce settlement, others are caught out simply by being on the wrong side of the border when divorce commences.</p> <p>Family law specialists from Brodies and Charles Russell explore the significant differences in the level of awards made by the Scottish and English divorce courts and steps to avoid being caught in the wrong country when divorce happens.</p>	<p>Scott Cochrane, Partner, Family Law, Brodies LLP</p> <p>David Davidson, Consultant, Family Law, Charles Russell LLP</p>	<ul style="list-style-type: none"> ▪ Chartered Accountants ▪ IFAs ▪ Private Bankers ▪ Anyone with a general interest in Private Client work ▪ Anyone who either spends time between both Scotland and England, or has a colleague who does

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<p>Galileo Suite Perth Racecourse Scone Palace Park Perth PH2 6BB</p> <p>25 March</p> <p>Half Day Conference & Lunch</p> <p>Registration 9.00am - 9.30am</p> <p>Conference 9.30am - 1.00pm</p> <p>Lunch 1.00pm - 2.00pm</p>	<p>Unlocking renewable value in your land</p> <p>Brodies' second renewables conference is co-hosted with SRPBA and Ernst & Young: 'Glen McDougall' is our fictitious property with all the resources, issues, and potential associated with a large, modern estate in the Highlands – fishings, sportings, holiday cottages, crofting, in-hand and let farmland, forestry and open hills.</p> <p>Our panel of experts will consider the practicalities of implementing a renewable energy project for the property, from feasibility and funding to planning and tax implications.</p> <p>Along with a full overview of the policy landscape by the Chief Executive of Scottish Renewables, our experts will explain key legal changes and initiatives such as the new Feed-In Tariffs.</p> <p>The conference will be of interest to landowners, farmers, land managers and developers looking to realise the opportunities that renewables bring to rural businesses, and who want to know the requirements, challenges, and pitfalls in developing projects of all sizes.</p>	<p>Chair: Odell Milne, Partner, Agriculture & Estates, Brodies LLP</p> <p>Neil Collar, Partner, Planning, Brodies LLP</p> <p>David Houldsworth, Partner, Agriculture & Estates, Brodies LLP</p> <p>Robin Priestley, Associate, Agriculture & Estates, Brodies LLP</p> <p>Guest speakers:</p> <p>James Robertson, Tax Partner, Ernst & Young</p> <p>James MacDonald, Tax Director, Ernst & Young</p> <p>Dane Wilkins, Director of Renewable Energy, Ernst & Young</p> <p>Luke Turney, Assistant Director, Ernst & Young</p> <p>Niall Stuart, Chief Executive, Scottish Renewables</p> <p>Iain Russell, Director, CKD Galbraith</p> <p>Graham Esson, Environmental Service, Perth & Kinross Council</p>	<ul style="list-style-type: none"> ▪ Landowners ▪ Farmers ▪ Land managers
<p>Glasgow</p> <p>25 March</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>Need to know – major changes to Freedom of Information in 2010</p> <p>Freedom of Information remains a fast-moving area of law and 2010 looks to be another year of significant change. This update session considers the revised section 60 Code of Practice from the Scottish Government, proposals to make PPP and PFI projects 'FOI-able' and significant new decisions of the courts and of the Scottish Information Commissioner.</p>	<p>Christine O'Neill, Partner, Public Law, Brodies LLP</p> <p>Charles Livingstone, Associate, Public Law, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Public authorities, particularly in-house solicitors and information officers ▪ Those who regularly provide information to, or request it from, public authorities ▪ PFI/PPP contractors, who are amongst those that may be added to the list of bodies covered by FOI

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<p>Glasgow</p> <p>20 April</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>Pre-contract disclosure and misrepresentation – the implications of the Law Commission Report for business insurance</p> <p>The Scottish Law Commission and the Law Commission for England and Wales Joint Report recommends that the consumer's duty to volunteer information to the insurer should be abolished and replaced by specific questions set by insurers. In circumstances where an insurer has been induced by misrepresentation to enter into an insurance contract, the insurer's remedy will depend on the nature of the misrepresentation.</p> <p>Indications have been given that reform of pre-contractual business insurance law is also envisaged and the recommendations to reform business insurance law will follow later this year.</p> <p>We examine the issues of non-disclosure and misrepresentation in the report and the implications for businesses and micro businesses.</p>	<p>Alan Calvert, Partner, Insurance & Shipping, Brodies LLP</p> <p>Rose Marie O'Donnell, Associate, Insurance & Shipping, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Brokers ▪ Insurers ▪ Insurance industry professionals
<p>Edinburgh</p> <p>21 April</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>Public procurement update – what the new Remedies Regulations mean for you</p> <p>As of 21 December 2009, unhappy bidders who are dissatisfied with the outcome of a public procurement process have had a range of new remedies available to them – including the power to 'automatically suspend' a procurement simply by raising a court action.</p> <p>Our procurement experts explain the new remedies and how they might change the way procurement is carried out in Scotland.</p>	<p>Roger Cotton, Partner, Corporate & Commercial, Brodies LLP</p> <p>Charles Livingstone, Associate, Public Law, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Public authorities ▪ Those who bid for public authority contracts

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<p>Edinburgh</p> <p>22 April</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>Wind, waves and tidal power – planning the future for offshore works in Scottish seas</p> <p>With increasing pressure for development in the seas around Scotland, a new boom in wind, wave and tidal energy will add to the oil installations, fish farms, marinas and harbours of a coastal nation.</p> <p>This pressure for sustainable development has caused both the UK and Scottish governments to bring forward new legal frameworks for conservation and for competing uses of the seas while simplifying the process of obtaining consent for offshore works.</p> <p>Efforts have been made to interlock Westminster's Marine and Coastal Access Act 2009 and Holyrood's forthcoming Marine (Scotland) Act, but there are still areas that will be complex and controversial.</p> <p>Anyone with an interest in offshore development, from harbours to wind farms, will need to know about the new regime.</p> <p>We analyse the legislation and look at some of the practical issues in its operation.</p>	<p>Duncan MacLean, Partner, Insurance & Shipping, Brodies LLP</p> <p>Rose Marie O'Donnell, Associate, Insurance & Shipping, Brodies LLP</p> <p>Robert Seaton, Senior Solicitor, Planning, Brodies LLP</p> <p>Anna Murray, Associate, Agriculture & Estates, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Fish farms ▪ Funders ▪ Marine renewables ▪ Planning consultants ▪ Planning authorities ▪ Harbour authorities ▪ Those with an interest in the renewables sector
<p>Glasgow</p> <p>27 April</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>An Introduction to NEC3</p> <p>A review of the key concepts and types of contract in the NEC3 family of contracts, and a discussion of some of the current issues arising from recent NEC3 procurements and disputes.</p>	<p>Mark Finlay, Partner, Construction & Engineering, Brodies LLP</p> <p>Manus Quigg, Associate, Construction & Engineering, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Contractors ▪ Architects ▪ Engineers ▪ Project managers ▪ Quantity Surveyors ▪ Anyone working in or for the construction & engineering industry

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<p>Glasgow</p> <p>29 April</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>‘When I’m sixty-four’ – the impact of the changing retirement age</p> <p>As well as having a look at the likely fate of the normal retirement age, the Brodies team considers its practical implications and carries out a full review of how the Age Regulations have been applied by the Employment Tribunal and Employment Appeal Tribunal since their inception.</p>	<p>Emma Bell, Partner, Employment & Pensions, Brodies LLP</p> <p>Martha Quinn, Partner, Employment & Pensions, Brodies LLP</p> <p>Roy Drummond, Associate, Employment & Pensions, Brodies LLP</p> <p>Jennifer Hancock, Senior Solicitor, Employment & Pensions, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ HR ▪ Pensions managers ▪ Business managers
<p>Edinburgh</p> <p>29 April</p> <p>FULLY SUBSCRIBED</p> <p>Registration & Lunch 12.30pm - 1.00pm</p> <p>Seminar 1.00pm - 2.00pm</p> <p>Glasgow</p> <p>11 May</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p> <p>Edinburgh</p> <p>8 June</p> <p>NEW DATE</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>Maximising the value of your property</p> <p>Whatever your business, you need to make sure you are making the most commercial and tax-efficient decisions about the property you have.</p> <p>Brodies’ property and tax experts set out the latest thinking and developments in property investment, management and sales.</p> <p>What are the most tax-efficient property vehicles and structures for acquiring property?</p> <p>Are you making the most of your property and keeping up with legislative changes?</p> <p>How can you make your portfolio more attractive to potential buyers?</p>	<p>Isobel d’Inverno, Director of Corporate Tax, Brodies LLP</p> <p>Denis Garrity, Partner, Property, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Developers ▪ Investors ▪ Property agents ▪ Funders ▪ Anyone interested generally in the property industry

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<p>Edinburgh</p> <p>29 April</p> <p>Registration & Breakfast 8.30am - 9.00am</p> <p>Seminar 9.00am - 10.00am</p>	<p>The real impact of environmental assessment – implications of recent caselaw for planning permissions</p> <p>A favourite tactic of objectors is to challenge a grant of planning permission on grounds of non-compliance with Environmental Impact Assessment rules. This results in a regular flow of court decisions which anyone involved in EIA development needs to be aware of.</p> <p>Brodies' planning team provides practical insights into the implications of recent court decisions.</p>	<p>Neil Collar, Partner, Planning, Brodies LLP</p> <p>Robert Seaton, Senior Solicitor, Planning, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Local authorities ▪ Planning consultants ▪ Environmental consultants and developers
<p>Glasgow</p> <p>5 May</p> <p>Registration & Lunch 12.30pm - 1.00pm</p> <p>Seminar 1.00pm - 2.00pm</p>	<p>Debt funding and hedging for social housing after the credit crisis</p> <p>After a turbulent 18 months, what are the consequences for lending markets and what are the main considerations for borrowers in the current funding market?</p> <p>This seminar, focused at the RSL market and their specialist financing requirements, will look at the current availability and cost of debt and provide an overview of interest rate markets, interest rate hedging and the products available, from the standard to the more complex.</p> <p>Experts from Brodies and JC Rathbone Associates guide delegates through the current funding environment, highlight topical issues and offer examples of the opportunities available.</p>	<p>Peter Kelly, Partner, Banking & Financial Services, Brodies LLP</p> <p>Jackie Bowie, Director, JC Rathbone Associates</p>	<ul style="list-style-type: none"> ▪ Chief executives, senior finance and policy officers and senior board members of Registered Social Landlords ▪ RSL officers with responsibility for asset management and development programmes ▪ Senior officers and policy officers with the SFHA

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<p>Glasgow</p> <p>6 May</p> <p>Registration & Breakfast 8.30am - 9.00am</p> <p>Seminar 9.00am - 10.00am</p>	<p>Beyond Corby – environmental damage and harm to health</p> <p>What liabilities might public authorities incur for causing or failing to prevent environmental damage such as land contamination or pollution of water courses?</p> <p>The recent decision of the English High Court to hold Corby Borough Council liable for birth defects caused by toxins released from a steelworks redevelopment has attracted enormous attention, but is just one example from a much wider field of law.</p> <p>We put the Corby decision in that wider context and draw out the implications for all concerned with environmental management.</p>	<p>Kenneth Ross, Partner, Property, Brodies LLP</p> <p>Jackie McGuire, Associate, Planning, Brodies LLP</p> <p>Alison McKay, McKay Environmental</p>	<ul style="list-style-type: none"> ▪ Councils - environmental health officers, planners, lawyers, contaminated land officers ▪ SEPA ▪ Environmental consultants ▪ CIRIA ▪ Scottish Government - SGLD ▪ Contractors ▪ Developers
<p>Edinburgh</p> <p>11 May</p> <p>Registration & Breakfast 11.00am - 11.30am</p> <p>Seminar 11.30am - 1.00pm</p> <p>Lunch 1.00pm - 2.00pm</p>	<p>Managing flood risk – are you fully prepared?</p> <p>How will the new Flood Risk Management (Scotland) Act 2009 and its five-year implementation stages affect you?</p> <p>We analyse and discuss the practical implications for landowners with either property at risk of flooding or land that could be utilised to prevent or mitigate flood damage in the future.</p> <p>We also look at the rules on land acquisition and compensation for landowners, as pressure on public spending and competition between proposed schemes and other public projects increases.</p> <p>Brodies’ legal experts are joined by a guest speaker from the Halcrow Group Limited, a leading consultant in flood risk management in Scotland and the UK, to consider tactics and strategy for now.</p>	<p>Odell Milne, Partner, Agriculture & Estates, Brodies LLP</p> <p>Graeme Leith, Associate, Property, Brodies LLP</p> <p>Pascal Lardet, Market Sector Manager, Water & Waste Engineering & Management Scotland, Halcrow Group Ltd</p>	<ul style="list-style-type: none"> ▪ Rural clients ▪ Funders ▪ Commercial and residential developers ▪ Land agents ▪ Environmental consultants ▪ Insurers

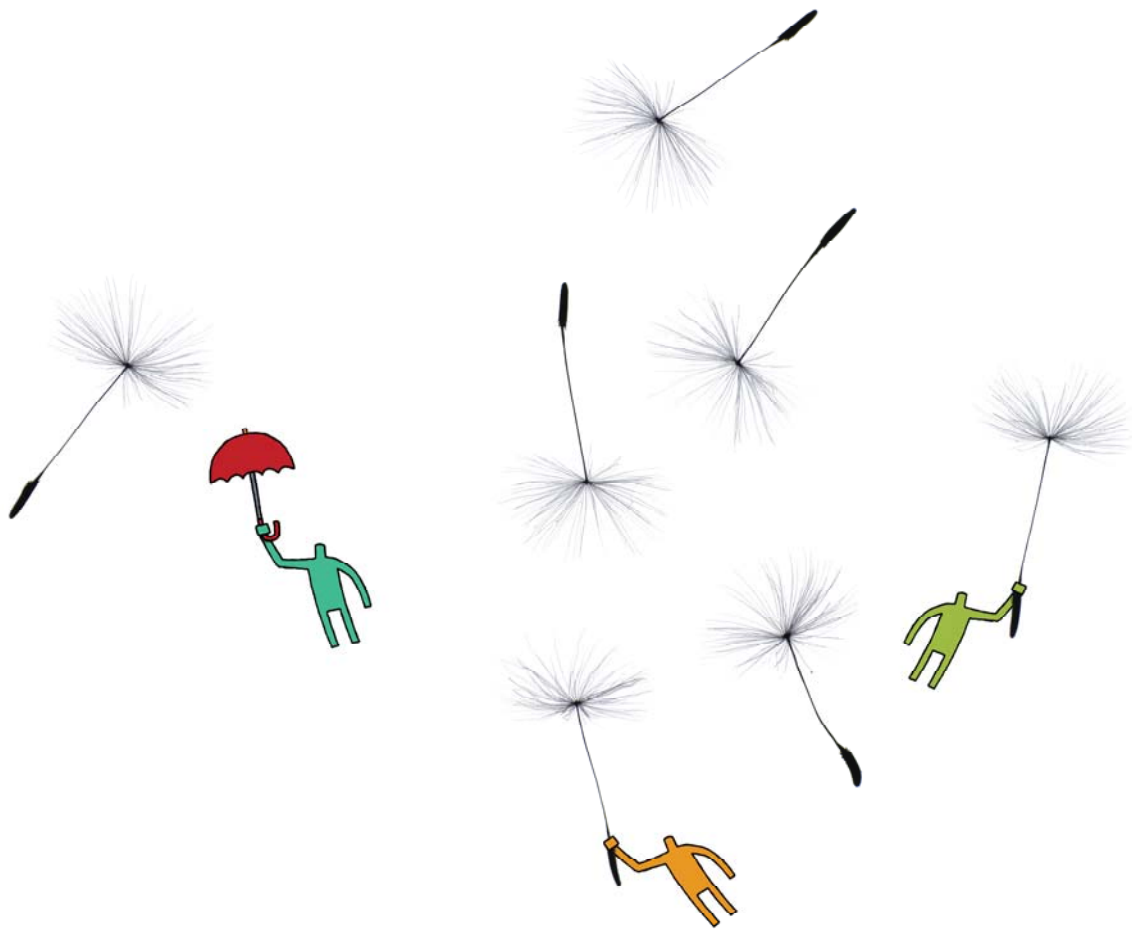
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<p>Glasgow</p> <p>25 May</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>A masterclass on Joint and Several Liability and Net Contribution Clauses</p> <p>For many years Net Contribution Clauses and Joint and Several Liability have been hot topics for insurers interested in professional indemnity.</p> <p>Since the Langstane Housing Association decision last year, there has been renewed interest in incorporating such clauses into appointments and in the issues which surround them.</p> <p>This seminar will interest those who want an overall view of the clauses and how they fit into the general insurance legal environment.</p>	<p>Alisdair Matheson, Associate, Construction & Engineering, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Insurers ▪ Brokers ▪ Professionals - construction, architects, accountants etc ▪ Developers ▪ Contractors
<p>Edinburgh</p> <p>25 May</p> <p>Registration & Breakfast 8.30am - 9.00am</p> <p>Seminar 9.00am - 10.00am</p>	<p>Supply management – getting better value from your contracts</p> <p>With many organisations, public and private, facing budget cuts, those responsible for procurement and contract management are under ever-increasing pressure to deliver more for less.</p> <p>We look at how to do that, identifying the ways in which the purchaser can drive better value from contracts for the purchase of core goods and services.</p> <p>Specific issues include: how to maximise bargaining position at negotiation stage; recognising and dealing with supplier tactics; performance review and benchmarking; exercising audit and inspection rights; dealing with multiple suppliers; exit management/termination assistance.</p>	<p>Grant Campbell, Partner, Technology, Information & Outsourcing, Brodies LLP</p>	<ul style="list-style-type: none"> ▪ Suitable for anyone with responsibility or involvement in contracts

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<p>Edinburgh</p> <p>26 May</p> <p>Registration 5.30pm - 6.00pm</p> <p>Seminar 6.00pm - 7.00pm</p> <p>Drinks & Networking 7.00pm</p>	<p>Strategies for protecting your business from employee defection – a mock court hearing</p> <p>Experience at first hand the drama of a senior colleague leaving your organisation with valuable know-how and customer connections.</p> <p>How best can you protect your business' interests?</p> <p>Our scenario will uncover everything from what evidence the employer needs to persuade the Court to grant an order, to the tactics the employee will use to defend a motion for interim interdict, and finally what happens in the courtroom hearing.</p> <p>Has the employee breached his contract and does the risk to the employer's business justify preventing the employee from taking up his new job?</p> <p>In a wash-up session, we discuss lessons learned - how to prevent similar problems in the future and, if there is a next time, maximising your chances of success.</p>	<p>Joyce Cullen, Partner, Commercial Litigation, Brodies LLP</p> <p>Robin McPherson, Partner, Commercial Litigation, Brodies LLP</p>	<ul style="list-style-type: none"> Anyone with an interest in protecting their customer connections and confidential business information in an employment setting

For further information on any of these seminars or to book your place, please contact:

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Alternatively, you can book online at www.brodies.com/events





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