


Bournemouth & District Lawyer

A photograph of two men standing side-by-side in front of a shimmering, textured curtain. The man on the left is wearing a black tuxedo jacket, a white shirt, a black bow tie, and glasses. The man on the right is wearing a dark blue suit jacket, a white shirt, a black bow tie, and a large, ornate medal or badge around his neck. Both men are smiling.

Mick Antoniw
Welsh Counsel General and
Minister for the Constitution
and **Michael Newbold**
BDLS President

INCLUDED IN THIS ISSUE:

BDLS Lecture Programme 2024
Council Member's Report
BDLS Annual Lunch and Dinner
Firms' News



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The Law Society

Contents

Winter 2023 | Issue 207

Please Note

that the BDLS office will close midday on Tuesday 19 December and reopen on Tuesday 2 January 2024
Wishing all our members a joyful and restful Christmas and a Happy New Year!

The President's Column	05
Recent Events	06
Forthcoming Events	12
Annual Membership	13
Bournemouth & District Junior Lawyers Division	14
BDLS Lecture Programme 2024	15
Summary of upcoming live time lectures and webinars	17
Council Member's Report	19
Wellbeing and Diversity	20
Firms' News	22
Book Review	24

BOURNEMOUTH & DISTRICT LAWYER

Bournemouth & District Law Society Magazine


Members will receive our 'Bournemouth Lawyer' by email.

Our Magazines are sent out quarterly as follows:

EDITION	MONTH	COPY DEADLINE
Spring	March 2024	16 February 2024
Summer	June 2024	
Autumn	September 2024	
Winter	December 2024	

The copy deadline for receipt at the BDLS office for the next edition – the Winter issue – will be **31 January 2024**.

We welcome your firms' news and any advertisements. Please send to office@bournemouthlaw.com.

 Follow us on LinkedIn


COVER INFORMATION

Mick Antoniw, the Counsel General and Minister for the Constitution in the Welsh Government with Michael Newbold, BDLS President

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BDLS DIARY 2024

7 February	BDLS Annual Lunch at The Pavilion, Bournemouth
19 April	BDLS Annual Dinner at The Highcliff Marriott, Bournemouth
15 May	BDLS Quiz Night at The Marsham Court Hotel, Bournemouth

The President's Column

Michael Newbold



I cannot believe that it is that time again when I am writing another Presidential column! The Presidential year has continued at a fast pace with lots of things keeping me very busy!

I would like to start my column, however, by taking the opportunity to confirm the departure of Dawn Chisholm as BDLS's administrator. Dawn joined BDLS in the summer of 2022 following the retirement of Julie Reeves, but has now left due to personal reasons. During her tenure with BDLS the General Committee has noted the good work she has done, which included arranging a very successful Annual Dinner earlier in the year. We wish her well in the future.

During Dawn's absence, Mandy has been holding things together superbly, which has inevitably resulted in her working extra hours, for which the General Committee are extremely grateful. Details of the proposed plans for the future will be announced in due course.

In my column for the autumn magazine, I mentioned that an article had been written about the potential dangers of using unregulated Will Writing companies and that I was waiting for confirmation of when it would be published. In fact, it was published at the end of July and I am very glad that this issue has now been put out in the public domain. The next step is to try and change the legislation!

You will have read in the last magazine about the very successful curry night that was held in August. It was lovely to see so many people there, including many who do not always attend BDLS events. I hope to see them all again soon on future events!

In September I attended "online" the Local Law Societies' Conference. One of the speakers was our own Peter Watson-Lee, who enthusiastically told us about the new Local Law Society Map, which can be accessed on Law Society Connect. During one of the talks, which I ended up participating in, I learnt that the Head of Engagement and Services at the Law Society, Valeria Mancheva, subscribes to our newsletter and she told everyone listening that we have thousands of members! One day maybe!

Also in September, I met with a number of members of the Society for lunch at the Compliance Conference. It was a good opportunity to meet up with people whose paths I would not normally cross.

October was a particularly busy month for me. It started when I joined some members

of the Society at the Mayflower Theatre for an excellent performance of 42nd Street. The trip was kindly organised by Mark Kiteley, who has written an article for this magazine. Amazingly, it was my first visit to the Mayflower and my wife Lara and I thoroughly enjoyed the evening.

The next day I attended the official opening ceremony of the newly renovated facilities at AE Jolliffe & Son Funeral Directors in Ferndown, where the guest of honour was the local MP Sir Christopher Chope. I had been invited to this event through work, but they were very pleased that I was also able to attend in my capacity of President of BDLS.

We then had the European Law Conference in Cardiff during the first weekend of October, for which there is a separate article in the magazine. I won't say anymore about it here, other than it was a great weekend and I am very pleased that it looks like this will again become an annual event.

The following weekend I was off to Windsor, this time for the Berks, Bucks & Oxon Law Society Dinner. The guest speaker was the Vice President of the Law Society, Richard Atkinson. It was good to meet up with some old friends and acquaintances and, having been lucky enough to go to their Dinner last year, am somewhat disappointed that I won't be able to go to the one they are hosting next year!



Razi Shah, President of Berks, Bucks and Oxon Law Society, with Michael Newbold

Later on in October, having earlier in the week chaired the Private Client Conference, I attended the Dorset Legal Service in

Dorchester at the kind invitation of the High Sheriff of Dorset. One of the Sheriff's roles is to support those working in the criminal justice system and emergency services and this was reflected by those who attended the service. It included not just many local judges, but also the Chief Constable of Dorset Police and the Dorset Police & Crime Commissioner, the latter of whom I was able to have the chance to speak with.



Dorset Legal Service

Then, at the beginning of November, I attended the Newly Qualified and Trainee Solicitor Reception. It was good to see a really large turnout, notwithstanding Storm Ciaran doing its best to cause disruption. I mentioned to everyone there that it is now 25 years since I started out as a trainee solicitor and I can't quite believe where the time has gone! Also, that during one's legal career there will inevitably be ups and downs but that being a member of BDLS is I think particularly important during the early stages of one's legal career, for the support and networking that it brings. Quite fittingly a few days later BDLS's second ever wellbeing survey went live and I am particularly grateful to Mark Kiteley and Mandy for their efforts in putting this together. Hopefully many of you have had the chance to complete the survey and found it useful.

The next few months are looking a bit quieter for me on the Presidential front. However, I am very much looking forward to the wine tasting evening on 30th November and then, looking forward into next year, the Annual Lunch on 7th February 2024.

I would like to finish off my column by wishing everyone a very happy and peaceful Christmas and look forward to seeing many of you at our future events. ■

MICHAEL NEWBOLD
BDLS President

BDLS Pub Walk

Saturday 30
September 2023
New Forest



L:R Mark Hamilton Cole, Emma Hamilton Cole, Adrian Harding, Neil White, Mark Proctor, Ed Holmes, Jean Cross and Louise Holmes together with Teddy and Charlie!

In September, Ed Holmes (BDLS Golf Secretary and Past President) together with his wife, Louise, organised another successful walk in the New Forest.

The weather was kind again and this time everyone enjoyed the spectacular views of the Avon Valley at St Catherine's Hill followed by a very enjoyable lunch at the Avon Causeway Pub. ■

ED HOLMES
Past President

BDLS Golf Section Meeting

Thursday 12 October 2023
Highcliffe Golf Club



The winning ladies: Alison Seaby and Julie Pick

The Bournemouth and District Law Society golf combined Spring and Autumn meeting was held this year at Highcliffe Golf Club.

There were 16 players with the first 4 ball starting at 2.30 pm and with the final 4 ball finishing in the dark!

The Lewis Manning Bowl (for the Spring meeting) was won by Alison Seaby with Bill Oliver as runner up winning the Wells cup. Julie Pick won the Bone Salver (for the Autumn meeting). The Tolhurst Cup for the combined scores in both meetings was won by Alison. Tom Killick was nearest the pin and Bob Boyce hit the longest drive. The unique shot of the day went to Ed Holmes who drove a green on a par 4 hole. Sadly it was not the green he was supposed to be playing to! Well done and thanks to all that played. ■

ED HOLMES
BDLS Golf Secretary

BDLS Theatre Group

Tuesday 3 October 2023
42nd Street at the Mayflower, Southampton



L:R Bottom Row: Lara and Michael Newbold Top Row: Pauline and Chris Ellis, Sue and Mark Kiteley, Holly Woodhouse and Amber Tarrant

On 3rd October 2023 Nicole-Lily Baisden burst on to the Mayflower stage as Peggy Sawyer, the young chorus girl who dreams of making it big on Broadway, and a party from the Bournemouth Law Society were there to watch events unfold.

Inspired by Busby Berkley's 1933 movie classic, "42nd Street" is a stunning production full of glitz and glamour, tap and tunes.

The show tells the story of Peggy Sawyer, a young chorus girl who gets her chance when the leading lady of the show breaks her ankle, and Peggy is called upon to step into the limelight and save the day.

Nicole-Lily is a phenomenon, gifted with a voice and dancing skills that call back to the all-time greats.

And no expense was spared on the supporting cast which included Michael Praed as the show's producer Julian Marsh, Samantha Womack as Dorothy Brock, and a near unrecognisable Faye Tozer as Maggie Jones.

Bringing up the rear was Les Dennis, who Strictly fans will be relieved to hear was not required to do a great deal of dancing. Indeed, despite the program notes he would probably have been available for the Saturday evening performance after all!

The evening marked the first theatre trip for the Society since the pandemic but there appears to be an appetite for more.

Group bookings offer a modest discount, good seats and great company - if you would like to join next time keep an eye out for an announcement in the newsletter, or get in touch with your suggestions if you would like to see a particular show. ■

MARK KITELEY
BDLS Past President and Theatre Group Organiser

Newly Qualified, Trainee Solicitors & Trainee Cilex Drinks Reception

Thursday 2 November 2023
Marsham Court, Bournemouth

We were pleased to host the above event in conjunction with the BDJLD. Despite Storm Ciaran arriving on the day of this event, the majority of people were able to attend and it was a great success with 65 people in attendance. It was a great opportunity for networking, sharing aspirations and experiences and learning of the activities of BDLS and BDJLD.

This event was kindly sponsored by Chadwick Nott and 3PB ■



MANDY HEATH
BDLS Office Manager



Jamie Blinko, Alexander Solomons and Bronte Warren



Amy Courtney and Sasha Chubb



Nikhita Lakhani, Alex Phillips and Gavin Fernandes



Georgia Foster, Catherine Snook and Abba Atkin



Iona Murton, Charlotte Grant, Maisie Pollock, Harry Cull, Vicky Austin and Tino Gundu



Ivy Magnetico and Katelyn Webster



Peter Watson-Lee, Georgina Galton, Kyle Muspratt, Ellie Mackin and Danielle Elmy-Liddiard



Nichola Wilson and Rudy Andrews



Outi Kallunki-Stevens, Amy Edgson, Jshan Kumar and Liam Fennessey



Deborah Fenton, Sarah Jenking (3PB), Mark Kiteley, Michael Newbold, Mark Proctor and Ana Dilling

BDLS European Conference

6 – 8 October 2023
to Cardiff

Friday, 6th October marked the start of the BDLS European Law Conference to Cardiff, the first one to take place since the pandemic. In total 33 people attended, including my 4-year-old daughter Leah. After pickups in Wimborne and Blandford and a short comfort break in Warminster, we arrived at our home for the weekend, Hotel Indigo, at lunchtime.

In the afternoon, around half of us took the short walk to the Crown Courts, where we were shown around the Grade 1 listed building which was built in the very early 1900's. We were able to look in the High Sheriff's room and library and some of us even stayed to watch one of the remaining hearings for the day. This was an unusual case in that only the prosecution was present, as the defendant's whereabouts was unknown and the Defence had presented their evidence and left!

I hosted a drinks reception that evening at our hotel and was delighted that one of my former LPC lecturers was able to join us, some 25 years after I finished my studies in Cardiff as a law student. It was a leisurely start on the Saturday morning with a boat ride along the River Taff to Cardiff Bay, where we had a very informative guided tour of The Senedd (Welsh Parliament). By chance, the newly appointed Lady Chief Justice, Dame Sue Carr, was in the building at the same time, although sadly we were unable to meet with her.

Saturday afternoon was free to explore Cardiff, some going back to the city centre to visit Cardiff Castle, whilst others enjoyed the many bars and restaurants in the Bay.

In the evening we had our gala dinner with guest speaker Mick Antoniwi, the Counsel General and Minister for the Constitution in the Welsh Government, who entertained us with his stories of life in the law.

We had an earlier start on the Sunday morning to make our way to St Fagans National Museum of History. Time restraints meant that we only had a short time here to explore the many historical buildings that have been relocated from across Wales, but it was enough to give everyone a taster.

We then had a superb carvery lunch with pudding at the Bear Inn in Llantrisant before heading to the Royal Mint for a tour, where some of us were able to strike our own £2 coin. We then headed back to Dorset.

The weekend was enjoyed by all and we were particularly blessed with glorious weather - unprecedented for October and in particular Cardiff! ■

MICHAEL NEWBOLD
BDLS President





Sam Linford, Neil White, Mark Proctor, Tim Linford, Deborah Fenton and Paul Venables



Fiona Knight, Neil and Joanne Curtis, Ross and Katharine Jones



Ed and Louise Holmes



Lara and Michael Newbold



The Conference Group

BDLS Annual Lunch

Wednesday 7 February 2024
The Pavilion, Bournemouth

Guest Speaker
Harry Redknapp



We are delighted to have secured Harry Redknapp, former professional footballer and Premier League Manager, to speak at our Annual Lunch. The flyer for this event can be viewed here: <https://www.bournemouthlaw.com/res/Annual%20Lunch%20Flyer%202026.pdf>

Please book your places here:
BDLS | Events (bournemouthlaw.com)

Kindly sponsored by:



BDLS Annual Dinner

Friday 19 April 2024
Highcliff Marriott, Bournemouth

Guest Speaker
Michael Mansfield KC
of Nexus Chambers



Our Annual Dinner will take place on Friday 19 April 2024 at the Bournemouth Marriot Hotel.

Our guest speaker will be MICHAEL MANSFIELD, KC Michael was called to the bar in 1967 and became Queens Counsel in 1989. Passionate about civil liberties and overturning miscarriages of justice, he represented clients from the Birmingham 6, the Guildford 4 and the Tottenham 3. He has fought for the Orgreave miners and for the families of victims of Bloody Sunday, Hillsborough, the Marchioness, Lockerbie and Grenfell, as well as for the parents of Stephen Lawrence.

Further details will be emailed to members shortly. In the meantime, please save the date.

Kindly sponsored by:



BDLS Quiz Night

Wednesday 15 May 2024
Marsham Court Hotel, Bournemouth



BDLS Annual Membership Subscriptions 2024

Membership Annual Subscriptions are due on the 1 January 2024 for the period 01.01.24 – 31.12.24. The BDLS Office will be contacting all firms individually to update their membership details and request payment. The fees are as follows:

Standard Membership	£95
Associate Membership	£70
Concessions:	
Member qualified for less than 5 years	£60
Member employed in a judicial or quasi-judicial position	£53
Fully retired member	£45
Member not in employment	£15
Honorary Life Member	£0
Trainee Solicitor or CILEX	£0

Membership discounts are applicable as follows:

Fewer than 10 paying members	No discount
Between 10 and 15 paying members	12.5% discount for Standard and Associate Members
16 or more paying members	17.5% discount for Standard and Associate Members with a maximum payable of £2,500

If you are a Solicitor and are not already a member, you can apply for Standard membership. Applications for Associate membership are welcome from Legal Executives, Notaries, Barristers, Fee Earners, Licensed Conveyancers and anyone else who is an authorised person under the Legal Services Act. If you would like to join, please contact the BDLS office at office@bournemouthlaw.com to request a membership application form.



Since the last update, the BDJLD has undergone elections for the 2023–2024 committee. Congratulations to all those who were elected on 6 November, whether renewing their position, taking on a different role or brand new to the committee!

The 2023-24 BDJLD is as follows:

President:	Emily Chapman – <i>Trethowans LLP</i>
Vice President:	Sophie Rice – <i>Steele Raymond LLP</i>
Secretary:	Ellie Stanton – <i>Trethowans LLP</i>
Treasurer:	Holly Samuels – <i>Frettons Solicitors</i>
Student Representative:	Imogen-Leigh Thomas – <i>Ellis Jones Solicitors</i>
Social Events Officer:	Rhiannon Stevenson – <i>Frettons Solicitors</i>
Educational Events Officer:	Paige Abbott – <i>Ellis Jones Solicitors</i>
Publications and: Communications Officer	Georgie Standhaft – <i>Ellis Jones Solicitors</i> and James Privett – <i>Frettons Solicitors</i>
Content Officer:	Tara Jones – <i>Lester Aldridge LLP</i>
Charities Officer:	Outi Kallunki-Stevens – <i>Preston Redman Solicitors</i>
Sports Officer:	Abba Atkin – <i>Steele Raymond LLP</i>
Bar Liaison Officer:	Abi Griffin – <i>3PB</i>
National Representative:	Maria Blanco – <i>Rawlins Davy Reeves Solicitors</i>
 General Committee:	 Erica Leung – <i>Laceys Solicitors</i> , Ash Scott – <i>Laceys Solicitors</i> , Joe Hammond – <i>Lester Aldridge LLP</i> and Luke Barker – <i>Trethowans LLP</i>

Honing in on our competitive spirit, our sports day on the beach, on 15 August saw participants from multiple firms go up against each other to challenge for the trophy and raise money for our charity of the year: 'Sheltered Work Opportunity Project (SWOP)'. With some throwback events to school sports days of the past, plenty of fun was had. Thank you to Lauryn Thurlow (In-House Legal Advisor, Lush) for all your hard work in putting this event together.

It was fantastic to see so many of our members at the Drinks with the Committee on 27 September at Aruba. We really do enjoy running these more casual events as an opportunity to catch up with our members, meet new faces, and hear your ideas for events you'd like us to consider running in the future.

It was also great to see a significant number of our members at the Trainee, Newly Qualified Solicitors and Trainee Cilex, Drinks Reception co-hosted with the BDLS on 2 November at the Marsham Court Hotel. This is always a successful event encouraging the junior lawyers in the area to get out and meet one another.

We hosted a Speed Networking event (think Speed Dating format) at Revolution Bournemouth on 23 November. This always proves to be a popular event both with our members and students at Bournemouth University. The setup allows attendees to speak to as many people in the room as possible, practising those initial introductions, without worrying about it being forced.

Our upcoming events include a collaboration with CISI South Coast Young Professionals' Network on 6 December with the discussion topics being 'Mastering the Art of Networking' and 'Mental Health in the Workplace'. Tickets are available on our website.

Our December event, Cheese and Wine hosted at Renoufs, has sold out in record time! We look forward to seeing those who managed to secure tickets on the 14 December! ■

EMILY CHAPMAN
President for BDJLD 2023-2024
www.bdjld.co.uk



Rounders Teams Photo



Competitive Tug of War

BDLS Lecture Programme 2023/2024

KEY:

LIVE WEBINARS

FACE TO FACE LECTURES

Kindly sponsored by



DATE AND TIME	LECTURE	FORMAT	LECTURER	VENUE
11 January 2024 10:00 – 12:00	Conveyancing and the Family Home	Live Webinar	Richard Snape	Zoom
24 January 2024 11:00 – 13:00	Taking Instructions for Wills	Live Webinar	Lesley King	Zoom
31 January 2024 11:00 – 12:00	A Summary Snapshot – The Latest on Residential Leasehold Reform, Commonhold, Enfranchisement, Lease Extensions and the Right to Manage	Live Webinar	Matthew Lewis	Zoom
6 March 2024 10:00 – 11:00	Building Safety Act	Live Webinar	Ian Quayle	Zoom
7 March 2024 09:30 – 12:45	Procedures in Probate and Court of Protection for Support Staff	Face to Face	Helen Forster	Marsham Court Hotel
7 March 2024 14:00 – 17:15	Trusts from Start to Finish	Face to Face	Helen Forster	Marsham Court Hotel
15 March 2024 10:00 – 11:00	Getting to Grips with Microsoft Word	Live Webinar	Matt Smithson (BCP Skills & Learning)	Zoom
19 March 2024 14:00 – 17:15	Family Law Update	Face to Face	College Chambers	TBC
16 April 2024 Time TBC	Topic to be confirmed	Face to Face	Richard Snape	TBC
24 April 2024 12:00 – 13:00	Drafting Commercial Contracts – A Review of the Last Year	Live Webinar	Chris Beanland	Zoom
9 May 2024 14:00 – 17:15	Topic to be confirmed	Face to Face	Andrew McLoughlin	TBC
16 May 2024 14:00 – 17:15	Topic to be confirmed	Face to Face	Lesley King	TBC
11 and 12 June 2024 (two days) Time TBC	Residential Conveyancing for Support Staff	Face to Face	Ian Quayle	TBC
13 June 2024 AM - Time TBC	Residential Conveyancing Update	Face to Face	Ian Quayle	TBC
13 June 2024 PM - Time TBC	Commercial Property Update	Face to Face	Ian Quayle	TBC
25 June 2024 Time TBC	Topic to be confirmed	Face to Face	HHJ Chris Simmonds and DJ John Bridger	TBC

All lectures are to be booked online. For further details please visit Bournemouth and District Law Society Website.

www.bournemouthlaw.com/lectures or scan here: ■



Course Notes

For environmental reasons, BDLS will no longer be providing printed course notes at lectures. Lecture notes will be emailed to delegates in advance for either printing or accessing via their laptop or alternative device on the day.

Payment for lectures

Please note: Payment must be received at the office before the lecture takes place. All payments are to be paid by BACS. Course bookings will only be confirmed upon payment. Webinars are charged per person and not for group bookings.

Cancellation Policy

No refunds will be given for any booking cancelled within two days of the lecture/webinar taking place.

We strive to offer our members a range of lectures not just covering competency “B” – Technical Legal Practice but also to meet the wider competencies which all solicitors need to state annually they are meeting. The 4 competencies are:

A – Ethics, Professionalism and Judgement

B – Technical Legal Practice

C – Working with other people

D – Managing yourself and your own work

For further information:

<https://www.sra.org.uk/solicitors/resources/continuing-competence/cpd/competence-statement/>. ■

Summary of Upcoming Webinars and Lectures

WEBINAR Thursday 11 January 2024 – 10:00 – 12:00

Topic **CONVEYANCING AND THE FAMILY HOME**

Lecturer **Richard Snape**

Cost **£70 – Member and Associate Members of BDLS/Trainees** (Solicitors; Cilex; Apprentices)
£100 – Non Member of BDLS

■ Conveyancing and the family home involves many difficulties. This webinar aims to highlight the difficulties and their solutions. The course is useful for both conveyancers and family practitioners:

Topics covered are:

- The various declarations of trust available
- Gifts from parents to children
- Potential undue influence and conflicts of interest between the parties
- Overriding interests and consent forms
- Problems in relation to severance
- SDLT Issues

WEBINAR Wednesday 24 January 2024 – 11:00 – 13:00

Topic **TAKING INSTRUCTIONS FOR WILLS**

Lecturer **Lesley King**

Cost **£75 – Member and Associate Members of BDLS/Trainees** (Solicitors; Cilex; Apprentices)
£100 – Non Member of BDLS

■ Wills which (allegedly) do not carry out the client's instructions are one of the most common areas for litigation. This session looks at how to limit the likelihood of such actions. It also considers how to help clients achieve their wishes. This webinar will cover:

- Information required
 - Assets, beneficiaries, property eligible for relief
- Avoiding misunderstandings.
 - Lessons from *Coles v Reynolds*, *Wales v Dixon*, *Royal Commonwealth Society For The Blind v Beasant & Davies*, *Re Williams (Deceased)*, *In Estate of Michael Nodes*
- The importance of documentation.
- Identifying steps that may be required.
 - LPAs
 - Changes to company/partnership structures
 - Severance of joint tenancies
- Helping client achieve their wishes.
- Assessing capacity.
 - The implications of *Clitheroe v Bond* and *Baker v Hewston* on the test of capacity
 - What constitutes an insane delusion.
 - What to do if concerned about capacity or undue influence.

It is, of course, impossible to guarantee problem-free will drafting but simple steps will reduce the chances of misunderstandings and challenges.

After this session you will be:

- aware of the recent case law on capacity and poor office practice, and
- able to adapt your office practice and procedures appropriately.

Summary of Upcoming Webinars and Lectures

WEBINAR Thursday 31 January 2024 – 11:00 – 12:00

Topic	A SUMMARY SNAPSHOT – THE LATEST AND PRACTICAL GUIDANCE – LEASEHOLD AND FREEHOLD REFORM BILL
Lecturer	Matthew Lewis
Cost	£35 – Member and Associate Members of BDLS/Trainees (Solicitors; Cilex; Apprentices) £55 – Non Member of BDLS

■ This webinar will cover:

A snapshot view, considering from a high level, the latest in relation to the Leasehold and Freehold Reform Bill, including the following.

- Making lease extensions and enfranchisement cheaper and easier.
- Enhancing entitlement and relaxing criteria to exercise claims.
- Changes to conveyancing, management information timing and charges.
- Transparency of service charges and treatment of insurance commissions.
- Extending redress schemes for leaseholders to challenge poor practice.
- Changes to legal costs recovery for landlords in disputes.
- The capping of existing ground rents.

Any further changes or new policy announced between now and then.

WEBINAR Wednesday 6 March 2024 – 10:00 – 11:00

Topic	BUILDING SAFETY ACT – AN UPDATE
Lecturer	Ian Quayle
Cost	£35 – Member and Associate Members of BDLS/Trainees (Solicitors; Cilex; Apprentices) £55 – Non Member of BDLS

■ This webinar is suitable for any residential conveyancer undertaking leasehold sales and purchases of flats and apartments and will explore: highlight the difficulties and their solutions. The course is useful for both conveyancers and family practitioners:

- Scoping the retainer and reporting on title - informing the client and protecting your firm
- Explaining and advising on TA forms, Leaseholder Deeds of Certificate, and Landlord Certificates
- Acting for lenders - tips and traps
- Higher Risk Buildings an overview for transactional property lawyers

Extensive notes will be provided and time allocated for delegate questions.



The Council Member's Report

PETER WATSON-LEE
Law Society Council Member for Dorset

Our New President – Nick Emmerson

October sees the annual change of the Law Society's President. Our latest is Yorkshire born and bred and a former President of the Leeds Law Society. He works, however, in international capital market transactions and has worked for some years in Japan, Hong Kong and Shanghai - and is fluent in Japanese.

One of Nick Emmerson's themes is to highlight the regard in which English Law is held around the world – with the London Commercial Court still being the leading centre for international commercial litigation. He plans to promote the legal services sector as an economic powerhouse with the profession also benefiting local communities and wider society as well.

He is a strong character, so it should be an interesting year.

CILEX

The CILEX saga continues. If you remember, the leadership of CILEX (the organisation which represents the legal executives) seem keen to jettison their own regulator and ask our Solicitors Regulation Authority (SRA) to take over their regulation. They wish to rename themselves as Chartered Lawyers. It is not clear whether their own membership want this – but it seems the SRA are keen – and even the Legal Services Board (which under our now complex regulatory system oversee the regulators) are happy to see what they call 'consolidation'. CILEX say this will help consumers and make things clearer but provide no evidence to support that suggestion. It seems to me the opposite is the case, and the proposals may well be motivated by less noble wishes. The Law Society Council has had a confidential debate on how we are going to respond, and I expect a number of twists and turns before this saga is completed.

AXIOM INCE LIMITED

The other developing drama is the reported loss of a massive £64 million of client account money from a previously little know firm called Axiom Ince Ltd. Earlier this year they somehow took over two large Alternative Business Structures (ABSs) called Ince Gordon Dadds LLP and Plexus Legal LLP. Their size rocketed (from under 100 employees to 1400 apparently) as, it seems, did their client account, before it disappeared. The police are investigating the loss, but the SRA have already raised the possibility of raising a £400 a head per solicitor as an extra contribution to the solicitor's compensation fund. Not surprisingly it raises very many questions on how this could happen, including questions about the role of the compensation fund in this new world of large ABSs.

WALES – DIVERGING LAW

The full title of the Law Society is 'The Law Society of England and Wales' and we held one of our recent Board meetings in the Society's office in Cardiff. We had an interesting tour of the Senedd (the Welsh Parliament), met their first minister Mark Drayford (carefully avoiding any comment about the new 20 mph speed limit that had just been introduced), spoke to a number of their ministers and had a fascinating talk from Rt. Rev. and Rt. Hon Dr Rowan Williams who is now co-chair of the Independent Commission on the Constitutional Future of Wales. The main point to know is as the Welsh Parliament (Senedd) passes more and more new laws, the law in Wales is fast diverging from the law in England.

Is it the wrong direction of travel or should the people of Wales have greater agency over the laws that affect their community?

Whatever the answer, it is clear that there is already a distinct legal jurisdiction in Wales. If we find ourselves serving clients with matters in Wales, we run serious risks if we are not aware of the differences.

AI – what is the future for the profession?

Sorry, no glib answer to the question of how A.I. is going to affect us. But it is the question almost every committee of the Law Society is raising. The Society is keen to be seen as a thought-leader – at least in how it applies in law. The Society's website already has a number of articles and the Society's Technology and Law Committee is about to produce a primer on AI issues – although it is a document that will undoubtedly need regular updates. An expert panel with industry leaders is being formed together with a staff team – although in truth, given the wide speculations and vast implications, the problem is to ensure our aims are to focus on the practicality on how to help the profession. ■

Peter Watson-Lee
Law Society Council Member for Dorset



LawCare is the mental wellbeing charity for the legal community. They offer free, confidential, emotional support to anyone working in the law.

Call their helpline: 0800 279 6888
Monday to Friday, 9am to 5pm*

Online chat is available Monday to Friday, 9am to 5pm whenever you see the red 'Chat Online' button on their website <https://www.lawcare.org.uk/>

***If you can't call during these hours, please email their support team support@lawcare.org.uk and they will do our best to make alternative arrangements for you. ■**

Free, confidential, non-judgemental emotional support for anyone working in a legal environment. We provide a space for you to talk through whatever is on your mind. We can also signpost you to other support agencies. Please contact any of the following:



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SAVE TIME DRAFTING AND EDITING WILLS

WITH OUR WILLSUITE INTEGRATION



LEAP and WillSuite support Free Wills Month with free subscription offer

In support of Free Wills Month this October, LEAP, the forward-thinking legal practice management software provider, and its integration partner WillSuite, are offering a free month's subscription to WillSuite's will writing software*. This offer will enable LEAP's existing estate planning customers to take part in Free Wills Month and draft wills quickly and easily.

Working seamlessly with LEAP, the WillSuite solution enables solicitors, will writers and estate planners to draft wills easily in plain English with clauses maintained by a panel of TEP-qualified lawyers. Using data held in LEAP and guided by questionnaires, LEAP customers can utilise the WillSuite integration to produce wills, lasting power of attorneys and supporting documents quickly and efficiently.

Free Wills Month takes place twice a year and was launched by a group of charities, including the National Trust, British Heart Foundation and Marie Curie, to offer members of the public aged 55 and over the opportunity to have their simple Wills written or updated free of charge by using participating solicitors in selected locations across England and Scotland.

"We're very pleased to be working with the team at WillSuite to help our clients support the Free Wills Month initiative this October," explains Craig Matthews, Director of Lifetime planning at LEAP. "Free Wills Month offers a fantastic opportunity for members of the public to ensure their Wills are up to date and their wishes are respected. Our integration with WillSuite greatly streamlines the will writing process, which saves both the solicitors and their clients a huge amount of valuable time."

Further benefits of WillSuite include:

Mirror Wills with ease: Once the first version has been completed, user create the mirrored will in seconds using the mirror function.

Copy LPAs saving time: If creating a Health and Wealth and Financial LPA at the same time, for the same parties, users can create one then copy the data across to create the other.

Combine the above: WillSuite's powerful mirror and copy functionality means two wills and four LPAs can be drafted by completing just two questionnaires.

LEAP customers can sign up to WillSuite this September by enabling the WillSuite App on LEAP Marketplace and benefit from the offer in October.

*On registration to WillSuite, the first month's subscription is free. This offer is available to existing LEAP customers that do not currently have a WillSuite subscription.

About LEAP

LEAP Legal Software has been helping small to mid-sized law firms to become more efficient and profitable globally for more than 25 years. LEAP is committed to consistently providing world-class legal practice productivity solutions and has innovation at the heart of its research and development so that users continually have the best possible experience.

Occupying a unique position in the legal software market, LEAP includes legal case management, legal accounting, document assembly, document management and legal publishing assets in one solution. Its software is designed to streamline tasks such as matter management, time recording document management, email management, automated forms, client accounting, billing, reporting and remote working.

For more information, please visit www.leap.co.uk. ■

Firms' News



Left to right: Elliot Leadbeater, Finola Whelan, Chris Bond and Scott Smid



Lester Aldridge – Newly qualified

Lester Aldridge is pleased to congratulate Elliot Leadbeater, Scott Smid, Finola Whelan and Chris Bond, who have qualified as solicitors.

Elliot joined Lester Aldridge in 2021 and is qualifying as a solicitor into the Real Estate team based in Southampton.

Finola joined the firm as a paralegal in 2018 and will qualify into the Tax, Trusts, Wills and Probate team.

Scott started his training contract with LA in 2021 after working at a 'big four' accountancy firm and will start the next chapter of his legal career with the Dispute Resolution team.

Chris has worked in the legal sector since 2016 and is looking forward to continuing his work in the Residential Property team. ■

Woodstock Legal Services welcomes Gemma Fancini

Woodstock Legal Services has welcomed Gemma Fancini to their growing Property Team.

Gemma joins Woodstock Legal as a Consultant Residential Conveyancer, having gained over 20 years of conveyancing experience across the Dorset region, developing specialisms in advising on all aspects of simple and complex residential conveyancing work whilst acting for high-net-worth individuals, investors and first-time buyers. ■



Gemma Fancini



Firms' News

Woodstock Legal Services appoints Orla Gilligan

Woodstock Legal Services has recently appointed consultant commercial property solicitor, Orla Gilligan.

Orla most recently worked as an Associate Solicitor and Technical Property Lawyer at Farnfields Solicitors in North Dorset. Prior to this Orla has held positions at a number of other reputable firms throughout England, Ireland, Northern Ireland and Scotland including Shoosmiths, Arthur Cox and Harper Macleod. In addition, Orla worked as an in-house lawyer at national developer Taylor Wimpey. Specialising in all areas of commercial property, Orla has a unique skill set in commercial property, being tri-qualified and able to practice as a solicitor in England and Wales, Scotland and Northern Ireland and the Republic of Ireland. ■



Photo: Orla Gilligan.



Practice Managers/Managing Partners/HR Managers/COLPs/COFAs – WhatsApp Forum

We have recently set up a WhatsApp forum with the purpose of discussing best practices, share information and seek advice on issues specific to these roles.

If you are interested in joining this group, please email mandy@bournemouthlaw.com with your mobile number and she will add you in. ■

Sinclair On Warranties And Indemnities On Share And Asset Sales 12th Edition

By Robert Thompson

A PROMISE MADE IS A DEBT UNPAID: THE SIMPLIFICATION OF A RANGE OF COMPLEX ISSUES RELATING TO WARRANTIES, NOW IN THE NEW TWELFTH EDITION OF THIS DEFINITIVE TEXT

An appreciation by Elizabeth Robson Taylor MA of Richmond

Green Chambers and Phillip Taylor MBE, Head of Chambers, Reviews Editor, "The Barrister", and Mediator



Yes, fundamentally a warranty is a promise. Or, as Robert Service, 'the Poet of the Klondike' once wrote: 'a promise made is a debt unpaid,' thus summing up with stunning simplicity, the essence of warranties. Well, he was a banker, wasn't he? And a Scottish one to boot. Not surprisingly, he left the gold and the cold of the Klondike for retirement on the French Riviera, mainly financed, it is said, by the royalties earned from that slender and wildly

popular volume of verse of his, entitled 'Songs of a Sourdough.'

A lot more recently, it has also been pointed out that a warranty in an insurance policy, for example, is a promise by the insured party that the contractual statements made therein are true. However, the almost infinite variety, scope and complexities of warranties and their attendant legalities would fill a book -- and that is precisely why 'Sinclair on Warranties and Indemnities on Share and Asset Sales' has become, over the decades (since the eighties at least) the definitive work of reference on this often-abstruse topic. Now it has arrived in a new twelfth edition from Sweet and Maxwell and, as General Editor Robert Thompson explains, it 'reflects the changes in law, conventions and practice' that have occurred since the previous edition published in 2020.'

Certainly, the past three years of upheaval -- caused primarily by the Covid-19 pandemic -- have wrought profound changes indeed, hence the utility of this book, which as the title indicates, focuses on warranties and indemnities on share and asset sales.

The book is nothing if not broad in its scope. In particular, a key chapter for those needing information on share sales offers pertinent information and advice, including analysis of the remarkably broad range of individual warranties which are discussed under a broad range of categories, including accounts... finance... trading and contracts... environmental... employment... and pensions. 'Assets' of course comprise an interesting category that encompasses Intellectual Property rights, and IT systems, not to mention Covid 19 insurance and money laundering.

The book, as the author points out, 'is intended to be a practitioners guide, rather than academic treatise,' containing as it does, 'insights from both a purchaser and vendor viewpoint' while at the same time stressing the insights and techniques needed for informed and ultimately successful negotiation, in an area of law in which 'knowledge is power.'

The book's research resources are therefore useful, if not essential, including extensive tables of cases, statutes, and statutory instruments. And for easier navigation, there is a detailed table of contents, four appendices and an index of over twenty pages. Also, digital access to precedent content is now provided on the eReader platform (ProView). As a practitioner's guide to this unarguably complex area of law, this book certainly excels. ■

Private International Law In English Courts

2nd Edition

By Professor Adrian Briggs KC

HOW DOES PRIVATE INTERNATIONAL LAW WORK IN ENGLISH COURTS POST-BREXIT? READ THE DEFINITIVE WORK ON THE SUBJECT: NOW IN A NEW SECOND EDITION FOR 2023



An appreciation by Elizabeth Robson Taylor MA of Richmond Green Chambers and Phillip Taylor MBE, Head of Chambers, Reviews Editor, 'The Barrister' and Mediator

The publication of this new edition of 'Private International Law in English Courts' from Oxford University Press, part of the Oxford Private International Law Series -- is nothing if not historic when you consider that the first edition was published eight years ago in 2014.

Since then, the world in general and the United Kingdom in particular have had to tackle one upheaval after another, starting with the Brexit vote in 2016, the impact of which was exacerbated by the dismaying and disruptive effects of the Covid 19 pandemic.

But, as is pointed out in this latest edition of this important and authoritative work of reference, it is Brexit, which (as expressed in the Series Editors Preface) confronts us with the necessary task of 're-surveying and re-building the landscape of the conflict of laws in England and Wales.'

In addition, that the book's erudite author Professor Adrian Briggs KC has undertaken 'the role of chief surveyor painstakingly charting the shoreline to see what the receding tide of European legislation has left behind and seeking to build around it with the materials... offered by our own constitutional order: shattered statutes, complex rules of procedure and an ever-growing mass of cases.' And he does it very well indeed.

With these bewildering realities in mind, how does one cope? Or, in the words of Professor Briggs, 'how... does it feel to have taken back control?' Obviously, there is no simple answer out there to this conspicuously complex -- and by now, oft repeated -- question. Indeed -- and obviously, there is a multiplicity of answers to a multiplicity of questions linked to the complexities of this issue.

What this book does is to provide practitioners with the insights, the guidance and the techniques needed to function successfully within the new landscape of international law. This new edition, says the author, aims 'to show and explain how private international law works in English courts, using the jurisprudence to help to paint, rather than to overwhelm, the picture.'

Certainly, this distinguished text delivers plain speaking, thought provoking and practical content. Copiously footnoted throughout, it features logical aids to navigation, including a detailed table of contents, (plus a summary of contents) and a fourteen-page index. Its twelve chapters cover every pertinent aspect of what an intrinsically complex area of law is, including: tools and techniques... jurisdiction... ancillary measures... foreign judgments... contractual obligations... non-contractual obligations... property... corporations... adults... children... and finally, arbitration.

Also note the more than forty pages of tables of cases and of legislation. Practitioners in international law everywhere will no doubt regard this book as an essential purchase. ■

Negotiating Technology Contracts

2nd Edition

By Kit Burden, Mark O'Connor and Duncan Pithouse

TOP PROFESSIONAL ADVICE ON THE SUBTLE AND PROFITABLE ART OF COPING WITH TECHNOLOGY CONTRACTS -- NOW IN A SECOND EDITION



An appreciation by Elizabeth Robson Taylor MA of Richmond Green Chambers and Phillip Taylor MBE, Head of Chambers, Reviews Editor, "The Barrister", and Mediator

As technological change looms ever larger, faster, and increasingly complex, this book -- now in a new edition -- becomes all the more essential for practitioners tasked with the ups and downs and ins and outs of negotiating technology contracts. To say that they're difficult to negotiate is something of an understatement.

All the better then, that the three authors of this well-established legal text -- all from DLA Piper -- have now collaborated in producing its new second edition from Globe Law and Business. Their stated aim is to 'help you navigate safely and successfully through the negotiation maze.' And a fair bit of a maze it is too, considering the ubiquity and complexity of the subject matter.

The overall aim is to help negotiators gain a full appreciation of the nature of the underlying deal and the true commercial needs of the contracting parties involved. Compliance with the relevant laws and regulations is of course a key issue, particularly the ramifications of changes to the law and also the key question of which jurisdictions are being referred to.

Across its twenty-four chapters, the book delivers considered and informed advice on a wealth of other key issues, including such relatively recent developments as cloud-based services and the impact of artificial intelligence (AI) on contract provisions. The book is reassuringly practical in that it tells you what you need to know and what you need to do, as you approach that formidable negotiating table. Chapter topics range from due diligence to service provision, to warranties and of course much more.

Helpfully, there is useful commentary on such issues as, for example, intellectual property and cloud services, plus comment on the different types of technology contracts and the various approaches you are likely to encounter in Europe, the UK and the US. The advantage here is that the various types of technology contracts are carefully examined -- and also note the final chapter on handling -- or coping with -- the dreaded eventualities of managing contract disputes.

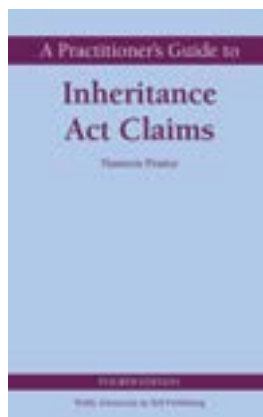
As technology progresses ever faster and further into an era in which AI, for example, will increasingly dominate, this book provides the beleaguered negotiator with essential and much needed advice and guidance. No one involved in the complexities of this fraught and fast-moving area of law should be without it. ■

A Practitioner's Guide To Inheritance Act Claims

4th Edition

By Nasreen Pearce

A TAX WE SHOULD ABOLISH? WELL -- NOT YET. MEANTIME, PRACTITIONERS IN THIS AREA SHOULD READ THE NEW EDITION OF THIS GUIDE



An appreciation by Elizabeth Robson Taylor MA of Richmond Green Chambers and Phillip Taylor MBE, Head of Chambers, Reviews Editor, 'The Barrister' and Mediator

Lawyers dealing with inheritance tax issues (and they are out there aplenty) would be wise to acquire this long established and eminently useful title -- now in a new and extensively updated, fourth edition from Wildy, Simmonds, and Hill.

The author -- Her Honour, Nasreen Pearce -- is a retired judge, well known to the

Bar and Wildy, and particularly expert in this challenging, controversial area of law. The guide therefore offers practitioners a detailed and authoritative guide to the provisions of the Inheritance (Provisions for Family and Dependence) Act 1975, with reference to subsequent and recent legislation which is discussed and analysed in detail.

The Act itself, as the author points out 'has been amended over the years to meet the needs of an ever-changing global society,' notably the now varied forms of family and the extension of the non-traditional family -- a prime example of this being same sex relationships. Usefully, the book provides a step-by-step guide to the preparation of cases under the Act and the practice and procedure required to process an application through the courts.

The book deals with every conceivable aspect of this complicated area of law which, to the advantage of the practitioner, delivers informed comment, as well as fascinating reading, supported throughout by a wealth of references to cases. Also contained in this updated edition are detailed discussions of a range of issues that have relatively recently emerged: crypto-currencies and crypto-assets, for example and the increasing importance of -- and often the necessity for -- negotiation and mediation.

With its detailed index and table of contents -- and of course, numbered paragraphs throughout -- the book is easily navigable as are all Wildy guides. Note the tables of statutory instruments, guides, codes of practice and international materials. All but one of its thirteen chapters feature an introduction and the chapters themselves cover every relevant aspect of this minutely detailed legal landscape which, more often than not, demands an erudite, precise, and yet sensitive approach to sensitive and often complicated issues, such as -- for example -- domicile, time limits, eligibility, grounds for making a claim and so forth. Note too, the three appendices which include legislation, precedents, and practice guidance. ■

Poppy's second chance at love

Poppy's owner first contacted her local rehoming centre and said she needed to hand Poppy, a four year old Chihuahua cross, over to us as she had sadly recently been given a diagnosis that she had a terminal illness. She was advised to apply for a free Canine Care Card and nominate a Dog Guardian; someone she trusts to sign over the care of Poppy to Dogs Trust should she need it. She'd then be able to spend the most time possible with Poppy and feel reassured that she'd be given the best possible care at Dogs Trust when they could no longer be together.

When Poppy's Dog Guardian contacted us to advise that her owner was now receiving palliative care and that they needed to activate her Canine Care Card, Poppy was collected by Dogs Trust the very next day. After a vet and behavioural assessment we decided the best place for Poppy would be a loving foster home. We were able to advise the foster carers of all the information we'd been given by Poppy's owner regarding her life, diet and routine to enable us to make this transitional period as stress-free as possible for Poppy.

Within almost no time, we were able to find very affectionate Poppy a lovely new home for her second chance at love.

Poppy's story is one of many we come across at Dogs Trust.



Many owners are growing increasingly worried about gradually losing their independence or their health deteriorating. Dogs Trust want to offer owners peace of mind that we will be there at this difficult time to care for and rehome their four legged friends should the worst happen.

Therefore we're pleased to announce that we have extended our Canine Care Card service. Dogs Trust will care for your dog should you move into a care home, become seriously ill or pass away.

For more information on our Canine Care Card service and how to register your dog please type in this link www.dogstrust.org.uk/ccc where you will find our online application form and more information on our free service.

If you have any queries regarding the Canine Care Card please email CCC@dogstrust.org.uk or call **020 7837 0006** and we will be happy to help. ■



Who'll keep her happy when your client's gone?

We will – as long as your client has a Canine Care Card.

It's a FREE service from Dogs Trust that guarantees their dog a second chance a life.

At Dogs Trust, we never put down a healthy dog.

We'll care for them at one of our 21 rehoming centres, located around the UK.

One in every four of your clients has a canine companion. Naturally they'll want to make provision for their faithful friend. And now **you can help them at absolutely no cost.** So contact us today for your FREE pack of Canine Care Card leaflets – and make a dog-lover happy.

E-mail ccc@dogstrust.org.uk

Or call **020 7837 0006**

Or write to: **FREEPOST DOGSTRUSTL**

(No stamp required) Please quote **"334975"**

All information will be treated as strictly confidential. Service only available for residents of the UK, Ireland, Channel Islands & Isle of Man.

A dog is for life, not just for Christmas®

Registered charity numbers: 227523 & SC037843



dogstrust.org.uk

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