

Limitation avoiding problems and pitfalls

Thursday, 4 February 2021
12:00 - 13:00

To help 2021 run smoothly for our members APIL is running a series of webinars on the theme of “staying safe” in the running of personal injury cases. The webinars look at key area of practice and procedure, examine where any why things go wrong and then how to avoid problems.

We then look at the steps that can be taken to rectify matters if things have gone wrong.

This webinar looks at the major problem areas in limitation.

It identifies, and helps litigators avoid, all those difficult areas relating to limitation periods.

- Why and how things go wrong with limitation
- Why limitation periods are not always three years
- How and when you use Section 33
- Avoiding problems with limitation



Gordon Exall was called to the Bar in 1991 having originally qualified and practised as a solicitor. He practices from Kings Chambers.

He works almost wholly in the area of personal injury litigation and in the law relating to civil procedure, limitation and costs. He has a particular interest in issues relating to damages, evidence and the drafting of special damages schedules.

Gordon is a former executive committee member of APIL and has lectured widely for APIL and CPIL on personal injury and procedure topics. Gordon is the author of written Personal Injury Practice Notes (Cavendish); The APIL Guide to Fatal Accidents (4th edition); the 14th edition of Munkman and Exall on Damages, and Periodical Payments the New Law. He also writes the section on limitation for the APIL loose-leaf.

Gordon has appeared in several of the leading cases relating to procedure, service of the claim form and the assessment of damages.

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Service of the claim form and particulars of claim

Thursday, 11 February 2021
12:00 - 13:00

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The law reports are full of cases where claimants have failed to serve the claim form properly. This webinar looks very closely at the rules relating to service of the claim form and particulars of claim.

- Why do things go wrong so often in relation to service of the claim form
- “The address for service” – problem areas
- When must you serve on a solicitor?
- Identifying problems with service and heading them off
- What can you do if things go wrong with service



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Statements of case, drafting, dangers and pitfalls

Wednesday, 17 February 2021
12:00 - 13:00

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This webinar takes a close look at the rules relating to drafting statements of case

- What should be on the claim form?
- What must the particulars of claim contain?
- Problem areas in drafting the particulars
- What must the claimant plead?
- What should the defence contain?
- When do you need to file a reply or a defence to counterclaim?
- Part 18 requests – what can, and what can't, they contain?
- Amending statements of case
- Statements of case at trial
- Avoiding the pitfalls of pleading



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Evidence witness statements

Thursday, 25 February 2021
12:00 - 13:00

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Judges regularly complain that witness statements are inadequate and do not contain sufficient information, alternatively that they contain much information that is irrelevant and the witness is unable to give.

This webinar looks at:

- The mandatory requirements for witness statements and the consequences of non-compliance
- Protecting the witness from the lawyer
- Protecting the lawyer from the witness
- Witness statements and proportionality
- Where lawyers go badly wrong with witness evidence
- Explaining the significance of the statement of truth. A checklist for taking a statement



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Damages and the schedule of damages in personal injury cases

Thursday, 4 March 2021
12:00 - 13:00

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This webinar looks at rules and practice relating to drafting and proving damages in personal injury case.

Topics include:

- Cases where the Schedule has gone wrong
- Judicial criticism of schedules
- Getting the schedule right
- The problem of proving damages when you can't prove them
- Evidence and damages



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“Denton proofing” your personal injury practice – knowing where things go wrong and putting them right

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12:00 - 13:00

This webinar examines those areas where personal injury cases can go wrong and relief from sanctions may be required. The key of this webinar part relates to avoiding problems, however there is an important section of the matters that must be considered if an effective application for relief from sanctions is to be made.

- The problem areas for personal injury litigation – where things go wrong and why
- Key time periods
- What can you do if things go wrong?
- Making an effective application for relief from sanctions



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Staying safe and avoiding the pitfalls of personal injury practice

| Webinar title | Tick | 1 person | Small office (2 - 6 people) | Large office (7 + people) |
|--|------|--|--------------------------------|------------------------------|
| Limitation avoiding problems and pitfalls | | £65 + VAT | £105 + VAT | £160 + VAT |
| Service of the claim form and particulars of claim | | £65 + VAT | £105 + VAT | £160 + VAT |
| Statements of case, drafting, dangers and pitfalls | | £65 + VAT | £105 + VAT | £160 + VAT |
| Evidence witness statements | | £65 + VAT | £105 + VAT | £160 + VAT |
| Damages and the schedule of damages | | £65 + VAT | £105 + VAT | £160 + VAT |
| “Denton proofing” your personal injury practice | | £65 + VAT | £105 + VAT | £160 + VAT |
| Whole series (all 6 webinars) | | £360 + VAT (individual delegates only) | | |

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Firm: _____

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Email: _____

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Please detail any dietary requirements: _____

(Please note that all dietary requirements can be catered for with prior notice, although, if there is an additional charge for this by the venue or it has to be sourced externally, the charge will be passed onto the delegate).

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