

# Personal injury update - spring 2022



25 March - Marriott Marble Arch Hotel, London  
Attend in person

29 March - Mercure Piccadilly Hotel, Manchester and Live-streamed  
Hybrid event: Choose to attend in person or view virtually

## BRAND NEW CONTENT

Accredited by:  
APIL - all levels  
CPD - 6 hours

APIL's personal injury update is delivered biannually. Nothing is ever repeated and you will go away equipped with the most up to date insight into practice, procedure and latest case law.

Don't miss out on hearing from APIL secretary, John McQuater and APIL joint vice-president, Brett Dixon. Both John and Brett are expert practitioners, professional presenters and JPIL case digest editors. If you are looking for the very latest on PI law and practice, this course is for you. Areas and cases to be covered are as follows\*:

### RTA:

- Contributory Negligence
  - Pedestrians
  - Children
  - Intoxication
- Road Traffic Act
  - What is a public place?
  - Does it matter if the road is designated a private road?
- Wandering trailers and liability
- Multi-vehicle collisions
- Police duties in relation to the condition of the highway and assumption of responsibility
- Road rage and ex turpi causa
- The most important parts of the updated highway code

### Employers liability:

- Practical jokes and the common law duty of care
- Vicarious liability
  - Volunteers
  - The relationship test and recent case law post Barclays Bank v VC
- Assaults in a school environment

### Damages:

- Future care costs and the availability of state care
- Future loss
- Loss of amenity

### Negligence, public and occupier's liability update:

- Athens Convention, risk assessment and boat trips
- Package holidays and the responsibility of tour operators
- Trespassers, intoxication and subways
- The Animals Act 1971
  - Identifying if the circumstances of the accident are in scope
  - Voluntary acceptance of risk defence
- Sporting events and the responsibility to other participants
- Secondary victim claims

### Procedure:

- Part 36
- Interim payments and multiple defendants
- Experts
  - Wasted costs orders against experts
  - Compliance with CPR 35
  - The need to show their reasoning not just their opinion
- Addition of parties
- Delay and the pandemic
- Defendant applications for medical testing
- Fee exemptions and recovery of disbursements
- Remote hearings and witnesses
- Costs shortfall recovery from clients

**"Both speakers were very clear and thorough - also very friendly - keeping audience engaged"**

### Attend in person

- Valuable face-to-face networking opportunities
- Electronic course materials
- Participate in live Q&A sessions
- Receive a copy of the recording at the end of the series
- Mid-morning and mid-afternoon refreshments
- Sit-down lunch

### Virtual only package

- View the virtual programme live, via APIL's conference app - either on your desktop or mobile device
- View sessions on demand for 6 months after the live event date
- Electronic course materials
- Participate in Q&A via your keyboard

Registration and recording links are unique to individual delegates and must not be shared

\*Topics may be subject to change

# OUR SPEAKERS



## BRETT DIXON

**APIL Joint Vice President, Brett Dixon Training**

Brett Dixon is a senior fellow of APIL. He is a consultant personal injury solicitor based in Lancashire with Smith Jones (Solicitors) Limited. He also runs Brett Dixon Training Limited delivering specialist legal training throughout the UK for APIL and in-house for firms.

He was appointed in 2015 as a solicitor member of the Civil Procedure Rule Committee and has recently been asked to serve a further term in that position. He is a member of their subcommittee dealing with reform of the court system and implementation of the pilot schemes for the online court system. Recently he has been a member of the sub-committees redrafting the Disease and Illness Pre-action protocol for resolution of package travel claims. He is also a member of the HMCTS professional engagement group.

Brett is also a member of the Ministry of Justice Steering Group and Legal Sub-Group for whiplash reform. He is the vice-chair of the Civil Justice Council Low Value Claims Working Group

Brett is an active member of the APIL executive committee and was elected by the membership of APIL to be the vice president 2016-2017. Brett became president of APIL in May 2017, and agreed to serve a further term as president, being appointed for a second time at the annual conference in 2018. He was re-elected as joint vice president in May 2020. He was previously the secretary of APIL's costs and funding special interest group for three terms.

He delivers training regularly on behalf of APIL via webinars and face to face courses including at the annual conference and other conferences. Brett also tours the UK annually writing and delivering the 'PI update' and 'Accidents at work' update courses.



## JOHN McQUATER

**APIL Secretary**

**Director of Switalskis Solicitors Limited and  
Head of Litigation at Atherton Godfrey (Part of the Switalskis Group)**

John McQuater qualified as a solicitor in 1983 and is a director of Switalskis Solicitors Limited and head of litigation at Atherton Godfrey LLP (part of the Switalskis Group) where he has overall responsibility for the personal injury, clinical negligence and dispute resolution teams.

He is a member of the Law Society Clinical Negligence Accreditation Scheme and a member of the Law Society Personal Injury Accreditation Scheme (as well as being an assessor for that scheme).

He is an APIL Accredited Clinical Negligence Specialist, an APIL Accredited Brain Injury Specialist and an APIL Accredited Fatal Accident Specialist (also being an assessor for each of those schemes).

He is a solicitor advocate, with rights of audience in the Higher Courts for all civil proceedings.

He is a member of the Association of Personal Injury Lawyers, with accredited status as a senior fellow. He was elected to the APIL executive committee in 2005, he was the APIL president from 2009 to 2010, then re-elected to the executive committee in 2012 before being elected as the APIL secretary in 2016.

He is also a member of the Forum of Complex Injury Solicitors, the Professional Negligence Lawyers Association, the Law Management Section of the Law Society, the South Yorkshire Medico-Legal Society and the Solicitors' Association of Higher Court Advocates.

He was appointed to the Civil Procedure Rule Committee in 2019 and to the Law Society Civil Justice Committee in 2020.

He provides professional training on a range of subjects including procedure, practice management, occupiers' liability, contributory negligence, clinical negligence and evidence as well as regular updates on developments in the law. He has chaired sessions, and spoken, at many conferences including the APIL annual conference, the APIL clinical negligence conference, the APIL catastrophic injury conference and the APIL business conference.

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Date and location	Corporate accredited £205 + VAT	APIL member £240 + VAT	Non-member £370 + VAT
25 March - Marriott Marble Arch Hotel, London (in-person)			
29 March - Mercure Piccadilly Hotel, Manchester (in-person)			
<b>VIRTUAL ONLY PASS</b> Live streamed on 29 March			

**Bulk booking discount: Pay for five delegates and get one additional place for free\*.**

To take advantage of this offer, please return your completed booking form, book online or contact the APIL office at [training@apil.org.uk](mailto:training@apil.org.uk). \*Cheapest place to be free of charge

WF2022

Name of delegate: \_\_\_\_\_

Firm: \_\_\_\_\_

APIL no: \_\_\_\_\_ Tel no: \_\_\_\_\_

Email: \_\_\_\_\_

Please note that you must supply a valid e-mail address at the time of booking. Each delegate must have a unique e-mail address, individual to them.

Address: \_\_\_\_\_

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).

## PAYMENT DETAILS

I enclose a cheque for £\_\_\_\_\_ payable to APIL (a VAT receipt will be issued upon receipt of payment)

Please charge my credit/debit card with the amount of £\_\_\_\_\_

My card number is: \_\_\_\_\_

Cardholder's name: \_\_\_\_\_ Expiry date: \_\_\_\_\_

Cardholder's address: \_\_\_\_\_  
(if different to above)

Postcode: \_\_\_\_\_

Card security number (three digits on the back of the card): \_\_\_\_\_

Cardholder's signature: \_\_\_\_\_ Date: \_\_\_\_\_

### Terms and conditions:

By registering for this event, you are confirming acceptance of APIL's terms and conditions, which can be found at: [www.apil.org.uk/terms-and-conditions](http://www.apil.org.uk/terms-and-conditions)

Please return your completed form to:  
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Tel: 0115 943 5435 Email: [training@apil.org.uk](mailto:training@apil.org.uk)