APIL annual conference and AGM 2018
Tuesday, 17 and Wednesday, 18 April
Hilton Birmingham Metropole

Securing justice for a modern society
A brand new format geared towards all APIL members
- we have something for everyone!

PLENARY SESSIONS:
***Keynote address by The Rt Hon Lord Keen of Elie QC***
APIL annual general meeting
President’s speech: The year ahead
Life after injury
Panel session: Building a sustainable future
Law reform and litigation update
JPIL case and comment

BUSINESS STREAMS: Choose 6 out of 24 seminars!

- Running a PI practice in 2018
- What are the real costs of paying clients’ disbursements
- CLCA nursing - a unique approach to care. What makes us different?
- Avoiding a professional negligence claim and maximising schedules
- GDPR for PI lawyers: Don’t panic!
- Social media for lawyers - Gold mine or minefield

DISEASE STREAMS:

- The de minimis argument in the context of noise induced hearing loss
- Uncertainty within noise measurement - how results can vary in an investigation
- Outdoor therapy – maintaining access to the great outdoors through provision of the right wheelchair
- Causation
- Work related upper limb disorders - a surgeon’s view
- Work related skin and breathing conditions

ROAD TRAFFIC COLLISIONS

- Credit hire - include or be sued?
- The role of evidence based vocational rehabilitation for seriously injured clients
- Quantum - structuring a schedule of loss (employment) in RTAs
- Small claims - can you make them work?
- Motorcycle accident claims - a motorcyclist’s perspective
- Automated vehicles and RTA liability

SERIOUS INJURY

- Fatal injuries
- Osseointegration - pushing prosthetic boundaries
- An innovative brace for debilitating foot and ankle injuries following serious injury
- Amputee claims
- How to use the Ogden tables and calculate future losses
- Special education needs - support your client and save your money!

Please see the booking form for full details of all delegate packages
Welcome evening - Monday, 16 April

4.00pm – 6.00pm  Groups meeting
APIL EC/SIG/REG co-ordinators and secretaries

7.30pm – 11.00pm Informal welcome reception

Day one - Tuesday, 17 April

8.45am – 9.30am Registration and refreshments
Served in the exhibition area

9.35am – 10.15am Annual general meeting

10.15am – 10.30am President’s speech: The year ahead
Brett Dixon, APIL President

10.30am – 11.00am Refreshment break

11.00am – 11.30am Life after injury
Speakers: Brooke Trotter
Neil Sugarman, Past APIL President, GLP Solicitors

11.30am – 12noon Keynote address
Speaker: The Rt Hon Lord Keen of Elie QC

12noon – 1.00pm Panel session: “Building a sustainable future”
Chair: John McQuater, APIL Secretary, Atherton Godfrey LLP, Doncaster
Panel members:
Doug Christie, Union and Client Director, Thompsons Solicitors, London
Greg Cox, Managing Partner, Simpson Millar Solicitors LLP, Kingston-upon-Thames
Dr Neil Hudgell, Managing Director, Hudgell Solicitors, Hull
Martin James, National Head of Serious Personal Injury, Slater and Gordon (UK) LLP, Manchester
Vidisha Joshi, Managing Partner, Hodge Jones & Allen, London
Frances Swaine, Partner, Leigh Day, London
Jonathan Wheeler, Managing Partner, Bolt Burdon Kemp Solicitors, London

1.00pm – 2.00pm Lunch break
Buffet lunch in the exhibition hall

2.00pm – 3.00pm Seminar session one

3.00pm – 3.30pm Refreshment break

3.30pm – 4.30pm Seminar session two

4.30pm – 5.30pm Seminar session three

5.30pm Close of conference – day one
Evening entertainment - Tuesday, 17 April

7.30pm - 12.30am  Mid-conference evening social
Networking event with live entertainment, games and lots of fun!
Dress code: Smart/casual (no jeans)

BRAND NEW EVENING FORMAT!

Day two - Wednesday, 18 April

9.00am – 9.30am  Registration and refreshments
Served in the exhibition hall

9.30am – 10.30am  Seminar session four

10.30am – 11.30am  Seminar session five

11.30am – 12noon  Refreshment break
Served in the exhibition hall

12noon – 1.00pm  Law reform and litigation update
Everything you need to know to keep you up-to-speed and prepare you for the year ahead!

• Discount rate
• Clinical negligence
• Small claims and LiPs
• Court reforms
• Gastric illness
To be delivered by APIL officers and EC members

1.00pm – 2.30pm  JPIL case and comment
Speakers:
Colin Ettinger, Editor
Nigel Tomkins, Digest Editor
John McQuater, JPIL editorial board
Annette Morris, JPIL editorial board

2.30pm  Close of conference

2.30pm – 3.30pm  Farewell lunch
Sit-down meal in the hotel restaurant

CPD hours
Accredited by APIL - all levels
Day one - 5 hours 30 minutes
Day two - 4 hours 30 minutes
TOTAL CONFERENCE - 10 hours
BUSINESS SEMINARS

SEMINAR ONE:
Tuesday, 17 April (2.00pm - 3.00pm)
Running a PI practice in 2018
- Getting the best out of your people
- Profits and margins
- Value for money on expenditure
- Financial planning and cash flow

Speakers: David Marshall, Past APIL President, Anthony Gold
Jackie Spinks, Partner, Anthony Gold

SEMINAR TWO - PART 1:
Tuesday, 17 April (3.30pm - 4.00pm)
What are the real costs of paying clients’ disbursements?
- Market pressures for you to fund clients’ disbursements
- P&L and balance sheet implications
- Opportunity cost of paying for disbursements
- Possible alternative solutions

Speaker: Nick Shapland, Managing Director, Affiniti Finance Limited

SEMINAR TWO - PART 2:
Tuesday, 17 April (4.00pm - 4.30pm)
CLCA nursing - a unique approach to care.
What makes us different?
CLCA is an established provider of home-based complex care services to people with significant health conditions, long-term illnesses, injuries or disabilities.
- What makes us different?
- How have we streamlined our processes?
- What does this mean for you and your clients?

Speaker: Cherry Adams, Managing Director, CLCA Nursing

SEMINAR THREE:
Tuesday, 17 April (4.30pm - 5.30pm)
Avoiding a professional negligence claim and maximising schedules
- Pension loss
- State pension
- PPO
- Accommodation
- Personal injury trusts
- Suitability
- Welfare benefits
- Community care
- Advice on divorce – prenuptial and postnuptial agreements
- Testamentary advice
- Deprivation of liberty matters
- Experts’ costs

Speaker: Alison Taylor, Frenkel Topping

SEMINAR FOUR:
Wednesday, 18 April (9.30am - 10.30am)
GDPR for PI lawyers: Don’t panic!
- What’s new?
- What you need to do
- Practical tips on risk assessments for a PI practice

Speaker: Frank Maher, Legal Risk LLP

SEMINAR FIVE:
Wednesday, 18 April (10.30am - 11.30am)
Social media for lawyers – gold mine or minefield?
- Think before you tweet
- The eternal life of a social media post
- LinkedIn is not a dating site!
- Munroe v Hopkins [2017] EWHC 433 (QB)

Speaker: Stephen Cornforth, Steve Cornforth Consultancy
SEMINAR ONE:
Tuesday, 17 April (2.00pm - 3.00pm)

The de minimis argument in the context of noise induced hearing loss
• Pushing the limits of Rothwell: can (or should) NIHL which is objectively identifiable ever be dismissed as de minimis? Is there room for a test case?
• An update on de minimis “hot topics” after Evans v Department of Energy and Climate Change and Anor:
  • Losses at or above 4 kHz
  • The status of the 2015 Guidelines (the LCB)
  • The phenomenon of “loudness recruitment”
  • The threshold of subjectively appreciable hearing loss.
Speakers: Theo Huckle QC and Chris Johnson, Doughty Street Chambers

SEMINAR TWO - PART 1:
Tuesday, 17 April (3.30pm - 4.00pm)

Uncertainty within noise measurement - how results can vary in an investigation
Like many scientific disciplines, the repeatability and validity of measured results relies on many factors, such as measurement position, measurement duration and the time of day that data is collected. However, it is normally up to the assessor to determine what is most appropriate. This can lead to differences in the findings which may cause an injured party’s claim to fail.

In this presentation, some of the most common differences in these measurement methods are addressed along with their potential consequences in noise induced hearing loss claims, planning disputes and building failures.
Speaker: Ros Lambert-Porter, Senior Associate, Hawkins

SEMINAR TWO - PART 2:
Tuesday, 17 April (4.00pm - 4.30pm)

Outdoor therapy – maintaining access to the great outdoors through provision of the right wheelchair
For people with diseases or severe injuries, often the psychological impact of loss of mobility and independence can be as damaging as the physical condition. Many studies have shown that enabling access to the outdoors can be very beneficial in restoring independence and sustaining mental wellbeing as part of recovery or adapting to disease or injury. Finding and funding the right wheelchair is significantly more difficult in the UK than it is under the state system in many other countries. This seminar discusses the concept of taking lifestyle into consideration in choosing “The Right Wheelchair”, introduces a range of fully therapeutic wheelchairs capable of restoring access to tracks, woods, and beaches, and discusses current and potential routes to funding powered wheelchairs in the UK.
Speaker: Simon Henley, Magic Mobility Pty

SEMINAR THREE:
Tuesday, 17 April (4.30pm - 5.30pm)

Causation
Dan Easton and Nick Bevan will present an update on the latest position in breach of duty and causation in disease claims. The talk will include:
• The evolving rules of causation and where we are now
• An examination of the court’s approach to employer’s duties
• What test should the defendant and court be adopting to determine breach?

Speakers: Dr. Nicholas Bevan, Solicitor, Mediator, Consultant and Trainer
Daniel Easton, Co-ordinator of APIL’s Occupational Health SIG, Leigh Day

SEMINAR FOUR:
Wednesday, 18 April (9.30am - 10.30am)

Work related upper limb disorders - a surgeon’s view
• Nerve compressions (carpal tunnel syndrome and others)
• Tendon problems from the shoulder to the hand
• Arthritis
• Traumatic injuries
• Vibration disorders
Speaker: Mr Phil Wykes, Consultant Orthopaedic and Trauma Surgeon – Upper Limb

SEMINAR FIVE:
Wednesday, 18 April (10.30am - 11.30am)

Work related skin and breathing conditions
• The different mechanisms of injury caused by respiratory and dermal exposure
• Traumatic, short term and long term exposure injuries
• The duties which apply to different injuries
• Case law supporting claims

Speakers: Daniel Bennett, Doughty Street Chambers
Adrian Watson, Wild Watson and Baker
## SEMINAR ONE:
**Tuesday, 17 April (2.00pm - 3.00pm)**

**Credit hire – include or be sued?**

Credit hire – it’s like Marmite. Love it or hate it, everyone has an opinion of it.

This session will provide a comprehensive insight into credit hire including how to avoid the pitfalls of failure to include credit hire in personal injury correctly and reduce professional negligence risks.

Speaker: Kirsty McKno, Chair, The Credit Hire Organisation

## SEMINAR TWO - PART 1:
**Tuesday, 17 April (3.30pm - 4.00pm)**

**The role of evidence based vocational rehabilitation for serious injury clients**

- Being in suitable work is good for people. This talk will be focusing on how to identify suitable employment for a client who has functional limitations
- Injury. Medical rehabilitation. And then what? Helping your client return to suitable employment
- Application of functional rather than medical approach in vocational rehabilitation, which focuses on abilities and not just limitations
- Evidence based approach in conducting vocational rehabilitation assessments and reports
- What to expect from the vocational report: good practice

Speaker: Katya Halsall, Voc Rehab UK

## SEMINAR TWO - PART 2:
**Tuesday, 17 April (4.00pm - 4.30pm)**

**Quantum - structuring a schedule of loss (employment) in RTAs**

- Does your client meet the seven layers of handicap on the labour market?
- Disabled workers pay gap; beyond Ogden.
- Schedule structure to profile accurately/comprehensively a claimant’s uninjured career trajectory (claimant’s earnings and benefits).
- Work related restrictions. How a witness statement can help medical experts assess work restrictions and quantum experts evaluate handicap on the labour market.

Speaker: Keith Carter, Principal, Keith Carter & Associates

## SEMINAR THREE
**Tuesday, 17 April (4.30pm - 5.30pm)**

**Small claims – can you make them work?**

The potential economics of running a small claims track PI practice with the proposed tariffs.

Impact of proposed reforms on low value soft tissue RTA claims:

- What are the proposed reforms?
- What is the Government doing at the moment?
- When is this likely to happen?
- Practical advice on how to model the new process
- What are your options?
- Q and A

Speaker: David Bott, APIL EC Member, Bott & Co
SEMINAR FOUR
Wednesday, 18 April (9.30am - 10.30am)

Motorcycle accident claims – a motorcyclist’s perspective

- Advanced motorcycle training
- Motorcycle casualty rates
- Public perception
- Differing motorcycle types and owners
- Aftermarket accessories
- Insurance problems
- The language of motorcycling
- Brakes and tyres
- Motorcycle defects
- Weather
- Common motorcycle accident scenarios
- Conspicuity
- Developments in motorcycle technology
- GPS forensics
- Telematics
- Motorcycling in the future

Speaker: Stephen Green, Pinney Talfourd

SEMIMAR FIVE
Wednesday, 18 April (10.30am - 11.30am)

Automated vehicles and RTA liability

Driverless vehicles will be on our roads by 2021, so we are told. But what of the here and now?

This seminar will:
- Review the key stages in the evolution of automated vehicle technology
- Explain why a different analysis is necessary from a legal perspective
- Indicate the likely timescales
- Anticipate the legal challenges that full automation presents
- Consider the far-reaching implications for both PI practice and the long term financial viability of the motor insurance industry
- Reveal what was wrong with the abandoned parliamentary bill
- Outline the key legal challenges with the current levels of automation
- Reappraise the common law and statutory liability rules for users, producers and insurers - along with their shortcomings

With so much hyperbole, superficial and confused analysis evident in the official proposals, this session prescribes a reality test and a reacquaintance with first principles: working with what we have and what we know - both in terms of the AVT currently on our roads as well as some familiar law; starting with a snail in bottle.

Speaker: Dr. Nicholas Bevan, Solicitor, Mediator, Consultant and Trainer
**SEMINAR ONE:**

**Tuesday, 17 April (2.00pm - 3.00pm)**

**Fatal injuries**

- Who is my client (ensuring that you are dealing with the right person under the Fatal Accidents Act)?
- Secondary victim claims for psychiatric damage as a result of a fatal accident
- Retainer issues
- Basic calculations (in a "standard dependency") and rebuttable presumptions
- Multiple dependants (the non-nuclear family/parents separated from children)
- Establishing 2 year dependency for cohabitation
- Innovative cohabitation models

Speaker: Hilary Wetherell, Partner, Irwin Mitchell

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**SEMINAR TWO - PART 1:**

**Tuesday, 17 April (3.30pm - 4.00pm)**

**Osseointegration – pushing prosthetic boundaries**

The presentation aims to give an overview of up to date osseointegration technology and its impact on prosthetic rehabilitation.

The reasoning for choosing osseo will be highlighted with specific case studies presented, including the UK’s first bilateral trans-tibial osseo patient.

There will also be a short presentation from a patient’s perspective following her journey as a trans-femoral amputee, from conventional socket wearing prosthetics to osseointegration.

Speakers: Matthew Hughes, Clinical Services Director, Dorset Orthopaedic Co Ltd
Caroline Rutley-Frayne, Transfemoral Amputee

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**SEMINAR TWO - PART 2:**

**Tuesday, 17 April (4.00pm - 4.30pm)**

**An innovative brace for debilitating foot and ankle injuries following serious injury**

Recent UK military operations resulted in many personnel suffering severe injury from improvised explosive devices (IED). Advances in medical care and body armour design allowed limbs to be salvaged that would have once faced immediate amputation. Personnel who have their limbs salvaged following blast injuries or trauma are associated with poor clinical outcomes. Many seek amputation, on average, 18 months post injury to reduce pain and increase functional ability.

An innovative brace designed to treat such injuries was first reported by the US military in 2011. Blatchford, as the service provider to the MOD at DMRC Headley Court, began provision of these braces in 2013 in conjunction with the US Military.

There are many civilians today with similar debilitating foot and ankle conditions following serious injury. They usually experience chronic pain and greatly reduced mobility. Many cannot work and some will opt for elective amputation following multiple surgeries. Blatchford Clinic, has successfully treated this cohort of patients with the innovative Momentum brace.

This talk will introduce the Momentum brace, explain how it works, who it is suitable for and present results from case studies.

Speaker: Nicole Bennett, Lead Orthotist, Defence Military Rehabilitation Hospital, Blatchford Clinic
SERIOUS INJURIES SEMINARS

SEMINAR THREE

Tuesday, 17 April (4.30pm - 5.30pm)

**Amputee claims**

- Heads of claim and how they have evolved over the last 18 years
  - Superior levels of prosthetic function
  - Care
  - Other heads of claims
- The psychological effect of amputation on the patient and family

Speakers: Jessica Thurston, Occupational Therapist and Care Expert, Somek Associates
Judy Moule, Rehabilitation Counsellor, Black Country Partnership NHS Foundation Trust

SEMINAR FOUR

Wednesday, 18 April (9.30am - 10.30am)

**How to use the Ogden tables and calculate future losses**

- Multipliers explained
- The developments arising from Ogden 7
- Developments in the discount rate
- Worked examples

Speaker: Malcolm Underhill, APIL Damages SIG Co-ordinator, IBB Solicitors

SEMINAR FIVE

Wednesday, 18 April (10.30am - 11.30am)

**Special educational needs - support your client and save their money!**

- An overview of what “SEN” means
- How, for paediatric and young adult claims, this is relevant
- The support that is available, funded by local authorities, to people under the age of 25
- What PI claims should be included within their schedule of loss to cover clients for education-based litigation
- How education/health and social care coordinate in the SEN system – and how this can ultimately save your clients money
- At what stage education law advice should be sought

Speakers: Laura Carr, HCB Widdows Mason
Ed Duff, HCB Widdows Mason
Laxmi Patel, Boyes Turner
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Delegates are invited to choose one topic from each seminar session. Please indicate your choices on the booking form.

Seminar spaces are limited and registrations will be allocated on a strictly first come first basis.
# APIL ANNUAL CONFERENCE 2018

Hilton Birmingham Metropole  
Tuesday, 17 - Wednesday, 18 April 2018

## REGISTRATION FORM

Please note that this event is open to APIL members only

<table>
<thead>
<tr>
<th>Residential package</th>
<th>APIL member fee</th>
<th>Please tick</th>
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<tr>
<td>Includes attendance at both days of the conference plus one ticket to the mid-conference evening social and single occupancy bed and breakfast accommodation at the Hilton Birmingham Metropole on Tuesday, 17 April</td>
<td>£445 + VAT</td>
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<th>First timers package</th>
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<td>Residential package (as above) for APIL members who have never attended the APIL annual conference before</td>
<td>£350 + VAT</td>
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## Limited day passes available to APIL members

<table>
<thead>
<tr>
<th>Day one conference pass: Tuesday, 17 April only</th>
<th>APIL member fee</th>
<th>Please tick</th>
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<tr>
<td>Day two conference pass: Wednesday, 18 April only</td>
<td>£240 + VAT</td>
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<tr>
<th>Two day conference pass (non-residential): Access to the conference on Tuesday, 17 and Wednesday, 18 April; with no accommodation or mid-conference social ticket</th>
<th>APIL member fee</th>
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## Evening prior to the conference - Monday, 16 April

<table>
<thead>
<tr>
<th>Single occupancy accommodation at the Hilton Birmingham Metropole and one ticket to the evening welcome reception on Monday, 16 April</th>
<th>APIL member fee</th>
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*Please note this package cannot be split*

## Spouse supplements

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<tr>
<th>Double occupancy supplement per night</th>
<th>APIL member fee</th>
<th>Please tick</th>
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<tr>
<td>Double room with breakfast</td>
<td>£25 + VAT per night</td>
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<th>Additional ticket to the evening welcome reception on Monday, 16 April</th>
<th>APIL member fee</th>
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<tr>
<td>Additional ticket to the mid-conference evening social Tuesday, 17 April</td>
<td>£40 + VAT</td>
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<td>Additional ticket to the mid-conference evening social Tuesday, 17 April</td>
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Please see overleaf for payment details and seminar choices > > >
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PAYMENT DETAILS
Please return your completed form to: Kathryn Scott, APIL, 3 Alder Court, Rennie Hogg Road, Nottingham, NG2 1RX
E-mail: kathryn.scott@apil.org.uk  Telephone: 0115 943 5436

Name of delegate: ________________________________  APIL number: ________________________________
Firm: ________________________________________  Address: _______________________________________

Email: ________________________________________  Tel: _________________________________________

Name of partner (for double occupancy bookings): ________________________________________________

Please detail any access or dietary requirements (including vegetarian): ________________________________________

*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 this 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)

☐ Please charge my debit card with the amount of £ __________________

☐ Please charge my credit card (MasterCard/Visa/Amex) with the amount of £ __________________

Card number: ________________________________  Expiry date: ________________________________

Cardholders name: ________________________________

Cardholders address: ______________________________________________________

______________________________  Post code: ________________________________

Cardholders security number (last three digits on the back of the card): ________________________________

Signature: ________________________________  Date: ________________________________

SEMINAR CHOICES: Please indicate your seminar choices by ticking the relevant boxes:

<table>
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<td>How to use the Ogden tables and calculate future losses</td>
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<td>Social media for lawyers – gold mine or minefield?</td>
<td>Work related skin and breathing conditions</td>
<td>Automated vehicles and RTA liability</td>
<td>Special educational needs - support your client &amp; save their money!</td>
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