

The 12th Annual
Essential Conference for
In-House Lawyers



Tailored for In-House Lawyers by In-House Lawyers

The Annual Legal Update for In-House Lawyers 2010

The Analysis of Important New Cases,
New Legislation and Future Proposals

Date: Thursday 11th March 2010

Venue: Grange City Hotel, London

CPD: 6 Hours

*"This was an excellent
conference. Well done and
I'm looking forward to
next year's already"*

*"This conference has
improved year on year"*

*"This is the best legal
conference I have ever
attended by a significant
margin"*

IN ASSOCIATION WITH:

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EVERSHEDS

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SLAUGHTER AND MAY



www.cigroup.org.uk

Speakers

Conference Chairman:

John Bleasdale was admitted in 1975. Since then he worked three years in private practice, ten years as a prosecutor including two years as the senior special casework prosecutor for Lancashire and Cumbria, ten years as a partner in private practice specialising in the provision of legal services to the transport industry and for the past eight years has been the Legal Director of TNT Express UK and Ireland - a part of the multinational TNT NV Group.

Peter Brien is a partner at Slaughter and May and is engaged in corporate finance, mergers and acquisitions, equity capital markets, structured finance and commercial contracts. He is qualified in both Hong Kong and English law and has spent a number of years in the firm's Hong Kong office. He has acted for corporate clients, private equity houses and investment banks in relation to flotations, equity issues, structured finance, joint ventures, acquisitions and disposals, public mergers and acquisitions, outsourcing and procurement.

Peter Brownlow has been a partner in Bird & Bird's Intellectual Property group since 1998. He has experience in a wide range of Intellectual Property disputes. Peter is an associate member of the Institute of Trade Mark Agents and has sat on their Designs and Copyright Committee since 1996. He is also Senior Vice-Chair of the Intellectual Property and Entertainment Committee of the IBA.

Paul Golding of TRG Law (www.trglaw.com) specialises in commercial contracts, often involving information technology and intellectual property. His experience encompasses IT and Business Process Outsourcing contracts, contractual joint ventures, teaming agreements, technology/IP licences and the like. He also advises generally on securing and exploiting intellectual property rights. He is experienced in drafting and advising upon a wide range of e-commerce related contracts and issues. He is an expert on data protection and regulations governing online trading and marketing. Prior to establishing TRG Law in 2004 he was a partner at Nabarro Nathanson. He is a regular speaker at public and client conferences.

Ted Greeno is a senior litigation partner in the London office of Herbert Smith. For over 26 years, he has conducted commercial litigation in all the higher English Courts on disputes ranging from general contract and tort claims through company law, public law, tax and anti-trust cases as well as disputes with an intellectual property element. He has also undertaken cases before the Special Commissioners, the Copyright Tribunal and in numerous international arbitrations, in which he has participated both as Counsel and Arbitrator. He has spoken and written widely on litigation and arbitration issues and recently sat on the Commercial Court Guide and ADR Consultative Committees. He is a member of the Commercial Court Sub-Committee on the Jackson Review.

Ros Kellaway is the head of the Eversheds EU and Competition Law group and has been a partner since 1989. She has been recognised for many years as a leading individual in the EU/ Competition Law section in *Chambers' Guide to the Legal profession*, *Chambers Global Worlds Leading Lawyers* and *Legal 500*. Ros is a member of the CBI Competition Law Committee and Joint Bar Council and Law Society Working party on competition law, and has advised on numerous UK and EC investigations, as well as on global compliance solutions and on cross border trading issues.

Now in its 12th year, this popular annual event provides an opportunity to take just one day out of the office and update your knowledge on important cases and new legislation introduced, with particular emphasis on the changes occurring in the last twelve months and their practical impact for the in-house lawyer. The programme will also look forward at new proposals.

Presented by a panel of specialist speakers, all of whom are eminent in

8.30 Registration and Refreshments

9.00 Chairman's Welcome and Introduction

John Bleasdale, Legal Director of TNT Express UK and Ireland & National Chair of the C&I Group

9.05 Contract Law

This session will focus on the most important cases decided in the past 12 months which have the greatest impact on the drafting and interpretation of commercial contracts such as:-

- *Chartbrook v Persimmon AG v Belize Telecom* as well as legislative developments such as the implementation of the new Remedies Directive and Rome I

Paul Golding, TRG Law

9.50 Intellectual Property

A practical guide to developments in Intellectual Property law over the last 12 months, focussing on the cases and legislation most relevant to in-house lawyers including:

- Protecting your IP Rights online
 - Keywords AdWords and Trademarks
 - *Interflora v M&S*
 - Advocate General's Opinion in the three ECJ Google references
 - Liability of ISPs for online IP infringements by users *L'Oreal v eBay*
 - Proposed changes to the domain name system
 - How broad are my trade mark rights? - ECJ decisions in *L'Oreal v Bellure* and INTELMARK
 - Brief review of proposed legislative changes to UK copyright law
 - Can I get pan-EU licences for music? Recent developments in copyright licensing

Peter Brownlow, Bird and Bird

10.30 Refreshments

10.50 Data Protection and Privacy

There have been significant developments in the past year in both data protection law and practice, with more on the horizon. This session will provide a timely update on legal and regulatory obligations in this fast moving area and look at some emerging issues including:

- Should you be concerned about the tougher enforcement regime for data protection offences in the UK?
- How do the new UK data protection notification rules work?
- What are the implications of the new approach to Binding Corporate Rules and the new 'model contract clauses' for exports of personal data from the EU?
- As cloud computing moves into the mainstream, what are the key opportunities and risks for your organisation?
- Where have the debates reached on updating data protection laws for the 21st century?

Professor Christopher Millard, Bristows

11.35 Competition Law Enforcement: An Increasing Focus on Deterrence

A review of the changing landscape in the enforcement of Articles 81 and 82 EC, considering the Authorities' increasing focus on deterrence in light of recent case law and policy at European and National levels.

their field, the conference will update your knowledge of current trends in industry from a legal perspective and help you to develop compliant procedures. It will be of benefit to in-house lawyers and their colleagues from all sizes of organisation and at all levels within the legal department, company secretaries, finance directors, internal auditors, accountants and human resources directors. Comprehensive documentation will be provided to support all the presentations.

- Why is deterrence important?
- How have the Authorities sought to achieve it?
- Is there a need for change?
- New deterrence tools and policy
- Practical impact on business

Ros Kellaway, Eversheds

12.20 Questions and Answers

12.30 Lunch

1.45 Financial Services 2010

- The new financial services regulatory environment
 - Supervision
 - Governance
 - Enforcement
 - Transparency
- How the EU will alter all of this

Simon Morris, CMS Cameron McKenna

2.30 Company Law and Corporate Governance Update

- Companies Act 2006, a final update
- Memorandum and Articles of Association, what changes should you be making
- The new Bribery legislation, what should you be doing
- Corporate Finance, an update

Peter Brien, Slaughter and May

3.15 Refreshments

3.35 Employment Law

The focus this year will be on three key areas:-

- The new FSA Code on City remuneration
 - The Code and its likely impact inside and outside the financial services sector
- Current TUPE problems
 - A review of the impact of the latest cases and dealing with the problem issues
- The latest employment legislation
 - An update on new employment legislation including the Equality Bill, important new rights for agency workers, additional paternity leave and the new fit note regulations

Robert Mecrate-Butcher, Pinsent Masons LLP

4.15 Litigation and Related Issues

This session will focus on developments over the preceding year, including the following:-

- Civil litigation costs review: Lord Justice Jackson's final report and recommendations
- Collective actions: where we are now
- Update on disclosure and privilege

Ted Greeno, Herbert Smith

5.00 Close

Book early to avoid disappointment

Speakers

Robert Mecrate-Butcher is a partner within Pinsent Masons LLP's London employment team. Bob's practice covers all areas of contentious and non-contentious employment law but with a particular focus on advising financial services and insurance sector clients. Bob also has particular expertise in advising in relation to TUPE, outsourcing and offshoring, enforcement of restrictive covenants and team moves, equality and diversity issues and corporate restructuring.

Professor Christopher Millard is Of Counsel with Bristows where he works with the Privacy and Data Protection and the Information Technology teams. He is also Professor of Privacy and Information Law at the Centre for Commercial Law Studies, Queen Mary, University of London and a Senior Research Fellow at the Oxford Internet Institute at the University of Oxford. He has over 25 years experience in the technology and communications law fields and has led many multi-jurisdictional information governance and data protection compliance projects. Before he joined Bristows as a consultant in 2008, Christopher was a partner at Linklaters for six years and head of that firm's global privacy practice. Prior to that he was at Clifford Chance for more than 18 years, including 10 years as a partner.

Simon Morris read law at Cambridge University and history at London University. He joined Cameron McKenna in 1980 and has been a partner since 1988. He specialises in financial services and advises financial institutions on a wide range of commercial transactions and contentious and non-contentious regulatory issues. He has represented firms in over 200 enforcement proceedings brought by FSA, its predecessors and overseas regulators. Simon is author of *Financial Services: Regulating Investment Business* (third edition forthcoming) and contributed to the Centre for Policy Studies' recent publication *The Leviathan is still at large*. He was an adviser to HM Opposition's Treasury Team on the Financial Services and Markets Bill. He is a member of the City of London Law Society Regulatory Law Committee and has been a member of FSA's Authorisation Manual Advisory Panel, With-Profits Working Group and MiFID Lawyers' Consultative Group. Simon was named as the Best Regulatory Lawyer of 2008 at Complinet's Fourth Annual Compliance Awards in January 2008.

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www.cigroup.org.uk

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London, EC3N 2BQ

Fee: Member Fee: £295 + VAT
Non Member Fee: £370 + VAT

CPD: 6 Hours

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I am not able to attend the Conference but please send me a set of conference notes at £89.00 (no VAT) per conference. For overseas orders, please add £10.00 for postage and packaging.

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