



# BInformed.

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Brodies LLP Seminar Programme  
Autumn 2017



  
**BRODIES**<sup>LLP</sup>

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GOING ABOVE AND BEYOND



As part of our commitment to going above and beyond for our clients, we created BInformed, which brings together the wide-ranging expertise of our lawyers in one place and includes blogs, legal updates, e-bulletins, videos, training sessions and our popular free seminar programme. Now in its 12th year, our seminar programme, coupled with the other elements of BInformed, reflects our commitment to free knowledge-sharing with our clients and contacts.

This autumn we will be offering a series of informative and entertaining seminars, which will be hosted at our offices in Aberdeen, Edinburgh and Glasgow.

The wide variety of hot topics that will be discussed include what organisations should be doing now to prepare for the introduction of the General Data Protection Regulation (GDPR); IP protection; an update on the All Scotland Personal Injury Court; recent trends and issues in commercial law; managing corruption risks; Entrepreneur's Relief; the impact of Brexit on environmental law; and claim defensibility training.

For more information and to book your place, please visit [brodies.com/seminars-and-events](https://brodies.com/seminars-and-events) or scan the QR code below with your smartphone to go straight to our online booking page.

Please use our hashtag **#BInformed** to pose questions before each seminar, and to give us your thoughts and feedback.

To find out more about other aspects of our BInformed programme, all of which are available free online, visit [brodies.com](https://brodies.com).

**We look forward to seeing you.**



# Seminars at a glance



**All Scotland Personal Injury Court - two years on, what lessons have been learnt?**



**Glasgow** - Tuesday 14 November - 12.30 - 14.00



**Back to basics - boilerplate clauses in commercial contracts**



**Glasgow** - Wednesday 29 November - 08.30 - 10.00



**Edinburgh** - Thursday 30 November - 08.30 - 10.00



**Charity law update**



**Edinburgh** - Wednesday 22 November - 08.30 - 10.00



**Claim defensibility training - defending the defensible**



**Aberdeen** - Tuesday 7 November - 17.00 - 18.30



**Commercial law update - recent trends and issues**



**Edinburgh** - Tuesday 3 October - 08.30 - 10.00



**Glasgow** - Tuesday 7 November - 08.30 - 10.00



**Aberdeen** - Tuesday 14 November - 17.00 - 18.30



**The contracting compass - using anti-bribery clauses to manage corruption risks. It's as easy as ABC...**



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**Driving estate planning in different vehicles**



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## **Entrepreneur's Relief - do you qualify?**

**Edinburgh** - Wednesday 4 October - 08.30 - 10.00



**Glasgow** - Thursday 5 October - 08.30 - 10.00

**Aberdeen** - Tuesday 31 October - 12.30 - 14.00



## **Environmental law - the impact of Brexit and other key trends**

**Glasgow** - Wednesday 11 October - 08.30 - 10.00



**Edinburgh** - Tuesday 31 October - 08.30 - 10.00

**Aberdeen** - Tuesday 21 November - 12.30 - 14.00



## **Financial crime - keeping your digital transactions safe**

**Edinburgh** - Dates will be announced on our website shortly



**Glasgow** - Dates will be announced on our website shortly



## **GDPR and Data Protection Law update**

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**Glasgow** - Tuesday 28 November - 08.30 - 10.00

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## **GDPR for HR - turning theory into practice**

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## **Hotel investment in Scotland – the key to success**

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# Seminars at a glance



**How to avoid falling foul of the new corporate offence of failing to prevent the facilitation of tax evasion**



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**IP protection - hot topics and trends**



**Aberdeen** - Wednesday 8 November - 08.00 - 09.30



**Payment obligations in dilapidations**



**Edinburgh** - Thursday 5 October - 12.30 - 14.00

**Glasgow** - Wednesday 15 November - 12.30 - 14.00



**Planning and other consents - risk of judicial review**



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**Edinburgh** - Thursday 2 November - 08.30 - 10.00

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**Protecting your professional practice - what you need to know now!**



**Aberdeen** - Thursday 2 November - 12.30 - 14.00

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**Real estate update - recent trends and issues**



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**Recovering arrears from commercial tenants - a refresher**



**Glasgow** - Wednesday 8 November - 17.00 - 18.30

**Edinburgh** - Wednesday 29 November - 17.00 - 18.30

# All Scotland Personal Injury Court - two years on, what lessons have been learnt?



This seminar will consider the development of the All Scotland Personal Injury Court (ASPIC) since it was established two years ago. Attendees will be given practical guidance about defending claims in the ASPIC and how to avoid falling foul of its practices and procedures.

## We will:

- examine the case law from the ASPIC;
- discuss the organisational changes within the court and their implications; and
- provide practical advice about conducting or managing litigation in the ASPIC.

## Speakers

- Kate Donachie

## Dates & times

**Glasgow** - Tuesday 14 November - 12.30 - 14.00

# Back to basics – boilerplate clauses in commercial contracts



This seminar will provide an overview of why certain boilerplate clauses, which are often overlooked, are used in commercial contracts, and the potential pitfalls that can be avoided through careful drafting.

## This practical seminar aims to:

- explain the purpose behind certain boilerplate clauses, such as notice clauses, non-waiver clauses and non-variation clauses;
- present case studies, through recent court decisions on these clauses, to show real-life examples of the potential pitfalls; and
- provide practical examples of ways to avoid potential risks through careful drafting.

## Speakers

- Monica Ross
- Claire Shepherd-Malins

## Dates & times

**Glasgow** - Wednesday 29 November - 08.30 - 10.00

**Edinburgh** - Thursday 30 November - 08.30 - 10.00

# Charity law update



This seminar will cover some of the key legal issues that charities should be considering to support robust governance and underpin effective operations and activities.

## This seminar will:

- examine key aspects of employment law affecting charities;
- provide an overview of the new Scottish fundraising oversights and procedures;
- discuss data protection and information law (a key part of effective and compliant fundraising);
- look at legacy/bequest income and protection and ‘grant-giving’; and
- provide an update on charities/third sector constitutions and structures.

This is an opportunity to hear from our leading legal experts in charities, employment, private client and data protection/information law.

## Speakers

- Alan Eccles
- Paul McMahan
- Martin Sloan

## Dates & times

**Edinburgh** - Wednesday 22 November - 08.30 - 10.00



# Claim defensibility training - defending the defensible



This interactive training session will look at the key points in incident investigation **including:**

- reporting;
- recovery of evidence/privilege; and
- dealing with authorities/claimant lawyers.

In addition, we will provide updates in relation to prosecutions and penalties. Both on and offshore examples will be considered.

After this seminar you should be more comfortable with investigating and mitigating post incident and we can hopefully help you to avoid a crisis turning in to a (court) drama.

## Speakers

- Malcolm Mackay
- Ryan Openshaw
- Kerrie McQueen

## Dates & times

**Aberdeen** - Tuesday 7 November - 17.00 - 18.30

# Commercial law update – recent trends and issues



Brodies' commercial services division is a market-leading practice that supports the commercial activities of organisations across all industry sectors. The division comprises some of the country's leading commercial contract experts working alongside specialists in other commercially-focused areas – including IP, technology & outsourcing, procurement, corporate tax, employment, employee benefits and pensions.

In the second instalment of our series of twice-yearly commercial law updates, which will focus on recent trends and 'hot topics', **our legal experts will discuss topical issues including:**

- commercial implications of recent case law;
- implications of political and economic developments such as Brexit; and
- recent and upcoming legislation (including the General Data Protection Regulation and Reporting on Payment Practices and Performance Regulations 2017) and its effect on business.

## Speakers

- Grant Campbell
- Claire Shepherd-Malins

## Dates & times

**Edinburgh** - Tuesday 3 October- 08.30 - 10.00

**Glasgow** - Tuesday 7 November - 08.30 - 10.00

**Aberdeen** - Tuesday 14 November - 17.00 - 18.30

# The contracting compass – using anti-bribery clauses to manage corruption risks. It's as easy as ABC...



The oil and gas industry continues to be regarded as an 'at risk' sector when it comes to bribery and corruption. UK regulators and prosecutors are taking an increasingly robust approach to non-compliance. 'Fit for purpose' anti-bribery and corruption (ABC) clauses are a key part of compliance.

## This session will consider:

- forms of ABC clause currently in use;
- tips for drafting effective ABC clauses;
- how to use ABC clauses strategically; and
- the operation of ABC clauses when things go wrong.

## Speakers

- Paul Marshall
- Eve Brazier

## Dates & times

**Aberdeen** - Wednesday 22 November - 08.00 - 09.30

# Driving estate planning in different vehicles



Families who wish to preserve their family wealth and pass it on to future generations have a lot to consider if they cannot – or do not want to – simply hand over large sums of money or existing assets. Fortunately, there is a wide range of vehicles through which such transfers can take place, from joint ownership through trusts to more sophisticated structures involving family partnerships and companies.

**Our estate planning experts highlight the options, the opportunities and the threats.**

## Speakers

- Neil Ritchie - *Aberdeen, Edinburgh & Glasgow*
- Alan Barr - *Edinburgh & Glasgow*
- Mark Stewart - *Aberdeen*

## Dates & times

**Aberdeen** - Thursday 2 November - 17.00 - 18.30

**Edinburgh** - Tuesday 21 November - 17.00 - 18.30

**Glasgow** - Tuesday 28 November - 17.00 - 18.30

# Entrepreneurs' Relief – do you qualify?



Entrepreneurs' Relief (ER) is a valuable tax relief for those disposing of their business or company, potentially halving the rate of tax on gains of up to a lifetime limit of £10 million. However, the relief that is often assumed and the issues (or legal changes) that prevent it from applying are frequently identified too late. So, how do you ensure that it remains available?

This seminar will provide you with the knowledge to ensure that ER remains available. In addition, with a significant number of companies being acquired by private equity (PE) buyers, this seminar will touch on the common issues around ER that sellers face in PE deals.

## Come along to find out:

- how ER works;
- how you can plan to ensure ER remains available;
- what pitfalls to look out for;
- the opportunities and risks associated with ER and an Enterprise Management Incentive; and
- whether Investors' Relief is an alternative.

## Speakers

- Isobel d'Inverno, Bob Langridge, Nigel Watson & Will McIntosh - **Edinburgh**
- Isobel d'Inverno, Heather Gibson, Nigel Watson & Will McIntosh - **Glasgow**
- Isobel d'Inverno & Tom Boulton-Jones - **Aberdeen**

## Dates & times

**Edinburgh** - Wednesday 4 October - 08.30 - 10.00

**Glasgow** - Thursday 5 October - 08.30 - 10.00

**Aberdeen** - Tuesday 31 October - 12.30 - 14.00

# Environmental law – the impact of Brexit and other key trends



Lawyers from Brodies' Environmental Law Group present an update on key developments in environmental law, which will include:

- key recent decisions and how they impact the sector;
- trends in environmental law; and
- Brexit and its impact on environmental regulation.

Environmental law has an impact on every business sector. This session will be of particular interest to in-house lawyers, environmental consultants and individuals in compliance roles within businesses.

## Speakers

- Philip Hunter
- Niall McLean

## Dates & times

**Glasgow** - Wednesday 11 October - 08.30 - 10.00  
**Edinburgh** - Tuesday 31 October - 08.30 - 10.00  
**Aberdeen** - Tuesday 21 November - 12.30 - 14.00

# Financial crime - keeping your digital transactions safe



Increasing reliance on digital technology for financial transactions, coupled with rising levels of reported financial crime, means that it is essential for businesses and individuals using these technologies to understand the potential risks associated with operating online and what they can do to protect themselves.

This interactive session, delivered by litigation and financial crime specialists in conjunction with an industry expert at RBS, will provide a practical overview of some of the scams currently being perpetuated and how they can be foiled by following best practice and exercising proper diligence. We will also explain the legal obligations, the limitations on recovery and the possible remedies available if an individual or a SME should fall victim to online fraud.

## Speakers

- Joyce Cullen
- Caitlin McNeish
- An industry expert from RBS

## Dates & times

**Edinburgh** - Dates will be announced on our website shortly

**Glasgow** - Dates will be announced on our website shortly

# GDPR and Data Protection Law update



The General Data Protection Regulation (GDPR) comes into force in May 2018 and introduces a number of significant changes to data protection law. Our team of experts will provide an update on GDPR and the Data Protection Bill together with other recent developments in relation to data protection law.

## This seminar will:

- provide an update on the latest developments regarding GDPR – including recent guidance from regulators;
- share insight on preparing for GDPR and the issues that are causing organisations concern;
- provide an overview of the Government's Data Protection Bill, Brexit and the latest on the UK's implementation of GDPR;
- explain what you need to know about the Networks and Information Systems Directive, which comes into force in May 2018; and
- examine recent enforcement action by the Information Commissioner and other trends and developments.

## Speakers

- Grant Campbell – **Edinburgh & Glasgow**
- Martin Sloan – **Aberdeen, Edinburgh & Glasgow**
- Shona Tennant – **Aberdeen**

## Dates & times

**Edinburgh** - Wednesday 1 November - 08.30 - 10.00

**Glasgow** - Tuesday 28 November - 08.30 - 10.00

**Aberdeen** - Thursday 30 November - 17.00 - 18.30



# GDPR for HR – turning theory into practice



The General Data Protection Regulation (GDPR) comes into force in May 2018 and heralds the biggest shakeup of data protection law in 20 years.

Information about GDPR is now easy to find, but the principles are one thing – the practice is something quite different. Getting ready for GDPR requires a solid analysis of your management of HR data, project management and a change in policy.

**In this session we will limit the time dealing with the rules themselves and focus on:**

- data mapping for HR – with real life examples;
- data categorisation, privacy notices and consent;
- policy development and day-to-day management; and
- sharing knowledge and practical experience.

## Speakers

- Joan Cradden - **Aberdeen, Edinburgh & Glasgow**
- Fiona Morrison - **Aberdeen**
- Lynne Marr - **Edinburgh**
- Paul McMahon - **Glasgow**

## Dates & times

- Aberdeen** - Tuesday 26 September - 08.00 - 09.30
- Edinburgh** - Wednesday 11 October - 08.30 - 10.00
- Glasgow** - Tuesday 14 November - 08.30 - 10.00

# Hotel investment in Scotland – the key to success



Our expert panel will discuss how to unlock value in hotel investment in Scotland.

## We will look at issues including:

- the rise in foreign investment and key drivers;
- collaboration and joint ventures; and
- the Brexit effect.

## Speakers

- Katie Corrigan
- Euan Tripp
- Further guest speakers to be announced

## Dates & times

**Glasgow** - Thursday 23 November - 17.00 - 18.30

# How to avoid falling foul of the new corporate offence of failing to prevent the facilitation of tax evasion



Under new legislation, which comes into force on 30 September, businesses can be found criminally responsible for the illegal activity of ‘associated persons’.

This session will consider the key steps to take to avoid falling foul of the new offence, and is a must for all who provide or receive tax advice and services.

## Speakers

- Paul Marshall - *Edinburgh & Glasgow*
- Katie McNair - *Edinburgh*
- Ramsay Hall - *Glasgow*

## Dates & times

**Glasgow** - Thursday 2 November - 08.30 - 10.00

**Edinburgh** - Thursday 9 November - 08.30 - 10.00

# IP protection – hot topics and trends



To realise the potential of your IP and avoid third party IP infringement you need to keep on top of changes in the law and what these mean for you in practical terms. This seminar is designed to provide a snapshot of the key developments and issues that you need to understand now in order to plan for in the future.

## Topics covered will include:

- the Brexit factor – impact on IP protection and enforcement in the UK;
- liability for web-linking and how can you protect against others scraping, linking and framing your content;
- welcome changes to unjustified threats of IP infringement;
- how to deal with/avoid social media backlash against heavy-handed IP enforcement;
- trade marks – own name defences; and the unitary patent.

In addition, we will host a Q&A session to answer your IP issues.

## Speakers

- Gill Grassie
- Robert Buchan
- Shona Tennant

## Dates & times

**Aberdeen** - Wednesday 8 November - 08.00 - 09.30

# Payment obligations in dilapidations



This 30-minute lunch-and-learn session will consider payment obligations in terminal dilapidations claims and how to activate them properly.

## This seminar will cover:

- how they work;
- their benefits; and
- how they might be challenged.

## Speakers

- Stephen Goldie
- Matthew Farrell

## Dates & times

**Edinburgh** - Thursday 5 October - 12.30 - 14.00  
**Glasgow** - Wednesday 15 November - 12.30 - 14.00

# Planning and other consents – risk of judicial review



Brodies' planning team presents an update on the practical implications of judicial review to consenting processes, our specialist lawyers **will cover issues including:**

- time limits;
- who can challenge and on what grounds;
- the impact of pending judicial review;
- the outcome of successful judicial review;
- recent court decisions – specific risks?; and
- protective expenses orders.

## Speakers

- Neil Collar
- Karen Hamilton
- Niall McLean

## Dates & times

**Aberdeen** - Tuesday 31 October - 08.00 - 09.30  
**Edinburgh** - Thursday 2 November - 08.30 - 10.00  
**Glasgow** - Thursday 23 November - 08.30 - 10.00

# Protecting your professional practice – what you need to know now!



Major changes have taken place over the past couple of years, which have affected most aspects of claims against a wide variety of professionals.

Brodies' top-ranked professional negligence team **will guide you through key developments** regarding scope of duty, standard of care and personal liability, set against an overview of the practice and process of damages claims against professionals and obligations relating to the insurance cover available to them.

## Speakers

- Alan Calvert
- Alisdair Matheson
- Louise Kelso
- Laura Borland

## Dates & times

**Aberdeen** - Thursday 2 November - 12.30 - 14.00

**Glasgow** - Thursday 9 November - 17.00 - 18.30

**Edinburgh** - Thursday 30 November - 17.00 - 18.30

# Real estate update – recent trends and issues



Brodies' real estate team presents its annual real estate update, focusing on recent trends and issues affecting everyone involved with property.

Join our legal experts for this seminar and networking opportunity to hear about the latest topical issues **including:**

- recent case law and the next phase for property tax in Scotland;
- energy efficiency standards – a comparison between Scotland and England;
- practical implications of the community right to buy land; and
- the new private tenancy regime and its impact on 'build to rent' (BTR), student accommodation and retirement living.

## Speakers

- Helen Abrams - **Edinburgh & Glasgow**
- Tracey Menzies - **Aberdeen**
- Catherine Reilly - **Aberdeen, Edinburgh & Glasgow**

## Dates & times

**Edinburgh** - Tuesday 21 November - 08.30 - 10.00  
**Aberdeen** - Thursday 23 November - 08.00 - 09.30  
**Glasgow** - Thursday 30 November - 08.30 - 10.00



# Recovering arrears from commercial tenants - a refresher



This session will look at some of the main options landlords have in enforcing payment of arrears from commercial tenants.

It should be of use to management surveyors, asset managers and commercial landlords in Scotland and **will cover:**

- the ways in which arrears can be recovered from commercial tenants in Scotland;
- the importance of registering deeds and what impact it has on commercial landlords' ability to recover arrears;
- dealing with insolvent tenants and what measures can be put in place to help safeguard landlords; and
- practical steps for commercial landlords to consider prior to entering into leases and before tenants start incurring substantial arrears.

## Speakers

- Matthew Farrell
- Chloe Postlethwaite

## Dates & times

**Glasgow** - Wednesday 8 November - 17.00 - 18.30

**Edinburgh** - Wednesday 29 November - 17.00 - 18.30

# What else is happening at Brodies?



**Brodies' Annual Food & Drink Conference** is being held on Friday 3 November at Perth Racecourse.

The theme of this year's conference is growth and we are delighted to welcome speakers from Scotland Food & Drink, Innis & Gunn, Brakes Group and the Department for International Trade. The full programme and further speakers will be announced in due course.

Friday  
3 November  
2017



Annual  
**Food & Drink**  
Conference

*For more information or to register your free place please contact [events@brodies.com](mailto:events@brodies.com)*

## **Brodies Academy - Real Estate**

Training sessions delivered by our top-ranked real estate team, designed to benefit junior surveyors.

[brodies.com/seminars-and-events/academy-real-estate](http://brodies.com/seminars-and-events/academy-real-estate)

## **Brodies Academy - Oil & Gas**

Informative and diverse CPD seminars, delivered by our top-ranked oil & gas team.

[brodies.com/seminars-and-events/academy-oil-and-gas](http://brodies.com/seminars-and-events/academy-oil-and-gas)

## **Brodies Academy - HR Professionals**

Practical information and guidance designed to assist you in your role as a HR Professional

[brodies.com/seminars-and-event/academy-Employment-HR-Professionals](http://brodies.com/seminars-and-event/academy-Employment-HR-Professionals)

If you have any questions, or topics you would like to see covered in future seminars or e-updates, please do not hesitate to contact us at:

[seminars@brodies.com](mailto:seminars@brodies.com)

# What else is happening at Brodies?



## Vanguard Legacy Phase



Aberdeen &  
Grampian  
Chamber of  
Commerce

### Reinvigorating the north east - *Shaping the Future Economy*

Brodies and Aberdeen & Grampian Chamber of Commerce are hosting a series of breakfasts over the coming months to engage with local businesses and encourage them to share their vision for the future. We are bringing together business leaders, key community figures and sector specialists to share insights and help draft a route map to sustainable growth for the region.

- **Food & Drink** - Tuesday 19 September
- **Innovation & Technology** - Wednesday 11 October
- **Oil & Gas** - Thursday 9 November
- **Infrastructure** - Thursday 30 November

Register your place(s) at [brodies.com/seminars-and-events](http://brodies.com/seminars-and-events)

Visit our **constitutional futures hub** to keep up to date on key legal issues associated with Brexit.

[brodies.com/news/scotland's-constitutional-future](http://brodies.com/news/scotland's-constitutional-future)

**GDPR self-assessment tool** – helping you navigate the route to compliance

BResourceFull Workbox.

Online HR resources from a source you can trust:

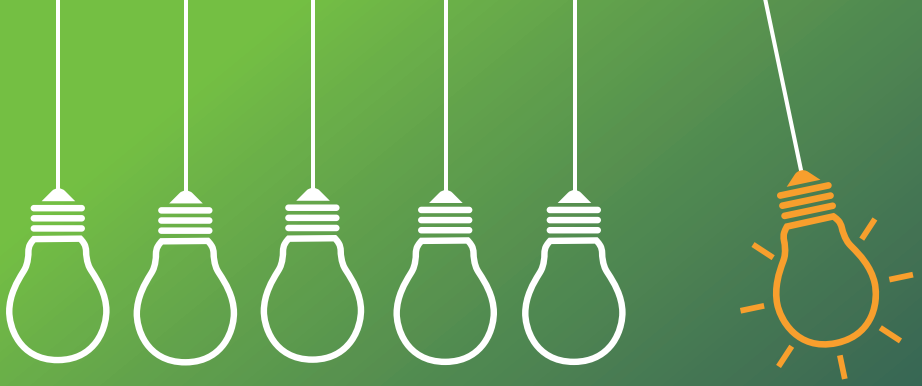
[bresourcefull.brodies.com](http://bresourcefull.brodies.com)



**BORGANISED**  
TOTAL CONTRACT CONTROL

Our innovative contract management solution puts you firmly in control

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