

Representing Families at Inquests: A Practical Guide

6 October 2016, Doubletree by Hilton Manchester Piccadilly

The important work conducted by AvMA's inquest service is the basis for this conference, which is designed to be a comprehensive guide to the practice and procedures when representing a family at an inquest. The day will take you through the preparation process, helping you to understand the complex issue of disclosure, management of expert evidence and Article 2. An update on case law, funding issues and post-inquest remedies will also be discussed. The event is aimed at intermediate to advanced level solicitors, junior barristers and healthcare professionals.

CPD
Accreditation
6 hours SRA; Bar
and APIL to be
confirmed

CONFERENCE PROGRAMME

Chair: Lisa O'Dwyer, Director Medico-Legal Services, Action against Medical Accidents

08:45 REGISTRATION & REFRESHMENTS

09:30 CHAIR'S INTRODUCTION & AN UPDATE ON AVMA'S PRO-BONO INQUEST SERVICE

LISA O'DWYER Director Medico-Legal Services,
Action against Medical Accidents

09:55 PREPARATION FOR INQUEST

STEPHEN JONES Partner, Leigh Day

- Requesting witnesses
- Pre-Inquest Review
- Obtaining medical records
- What to do when the coroner doesn't open an inquest

10:35 DISCLOSURE

JASON WELLS Barrister, Byrom Street Chambers,
& Assistant Deputy Coroner (Stockport)

- Obligations to disclose and management by coroners
- Typical documents to be expected on disclosure
- Redaction of documents and when it might be appropriate to give the coroner an undertaking
- Serious Incident report
- The Coroner's decision to withhold documents

11:35 REFRESHMENTS

11:50 EXPERT EVIDENCE

ANA SAMUEL Barrister, Complete Counsel, & Assistant
Coroner, Birmingham & Solihull

- Instructing the expert
- How to manage your own expert evidence
- Conflicts on disclosure
- When should a coroner appoint an independent medical expert?

12:30 ARTICLE 2

NIGEL POOLE QC & RACHEL GALLOWAY
Barristers, King's Chambers

- Private hospitals: can an Article 2 investigation extend to a private hospital even where the care was arranged and paid for by the NHS?
- Coroner's narrative verdicts and language used
- *Jamieson vs Article 2*
- Systematic failings – what are they?
- Contrast with simple negligence

13:10 LUNCH

13:55 UPDATE ON CASE LAW

SIMON MURRAY Barrister, St John's Buildings

- *Lynch* on recoverability of inquest costs
- *Rotsztein* on non-invasive post mortems
- *Joseph* on access to public funding for more than one family member
- *Speck*, reinforcing Lewis on the Coroner's discretion as to which issues are explored in an Article 2 inquest
- *Tainton* on when issues of causation can be left to the jury and the need to include identified failings in the conclusion
- *Burke-Monerville v HM Senior Coroner of Inner North London (2016)*
- Paragraph 37 letters when the threshold for a PFD report is not met

14:25 FUNDING

REUBEN GLYNN Managing Director, PIC

- The availability of legal aid and its limitations
- CFAs recoverability

14:55 LEARNING FROM INQUESTS

SARA SUTHERLAND Barrister, Exchange Chambers

- Preventions of Future Death reports (PFD)
- Trusts' action plans
- Follow up on actions plans and PFDs after the inquest

15:35 REFRESHMENTS

15:50 VARIATIONS IN CORONERS' APPROACHES

FIONA BORRILL Area Coroner, Manchester City

- The right coroner for the job
- Lack of time to prepare hearings
- Failure to proactively seek disclosure of documents
- Make families aware of representation

16:30 LESSONS LEARNT FROM HILLSBOROUGH

NICK BROWN Barrister, Doughty Street Chambers

17:10 CHAIR'S CLOSING REMARKS

NB: Programme and timings may be subject to change

Delegate booking form

Representing Families at Inquests: A Practical Guide (332)

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Please complete this form in BLOCK CAPITALS and return **one form per person**.

We accept photocopies of this booking form or you can download from www.avma.org.uk/events.

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DELEGATE DETAILS

Title:

First Name:

Surname:

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Please specify any special or dietary requirements:

Where did you hear about this event?

* Confirmation of booking and online conference documentation will be sent by email

TERMS & CONDITIONS

REGISTRATION FEES:

Registration fees must be received before the event takes place to guarantee your place. Discounted fees apply when payment is received at the time of booking.

*Fees include refreshments, a light lunch and online conference notes.

CONFIRMATION OF BOOKING

If you have not received confirmation of your booking 14 days after registering please contact us on 020 3096 1140. Upon receipt of your booking, AvMA will issue a VAT receipt for your payment. The venue information and final details will be sent approximately 1-2 weeks prior to the event. Please note that full payment must reach AvMA before the conference takes place for admission to be given.

CANCELLATIONS AND SUBSTITUTIONS

Cancellations must be confirmed in writing at least 10 working days before the conference and each delegate place will be liable for a £50 + VAT administration fee. Any cancellations received after this date will be liable for the full fee and course notes will be sent on. Delegates who are unable to attend due to circumstances beyond AvMA's control and who have not cancelled in advance will still be liable for the full fee and course notes will be sent on. No refunds will be given. Delegate name changes may be made at any time at no extra charge.

INDEMNITY

It may be necessary to change the content and timing of the programme, speakers or venue due to circumstances beyond the control of AvMA. We reserve the right to cancel the conference if absolutely necessary and issue a full refund of conference fees. AvMA accept no liability if, for whatever reason, the conference does not take place.

DATA PROTECTION ACT

AvMA will retain your details on our database to enable us to process your booking, for accreditation purposes and so that you can be kept up to date with relevant details of future events.

* If you do NOT wish to receive future mailings from AvMA, please tick the box

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REGISTRATION FEES

Discounted fees when paying at the time of booking

AvMA Lawyers' Service members £255 + VAT = £306

AvMA Lawyers' Service junior rate £205 + VAT = £246

Private sector / standard rate £355 + VAT = £426

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NHS / voluntary sector / charity rate £125 + VAT = £150

Junior rates:

Discounted rates for junior solicitors and barristers available to those of 3 years PQE or less

Fees for paying by invoice, with payment due within 30 days or by the date of the event (whichever is earlier):

Add 15% to the fees above

Multiple bookings:

A multiple booking discount of 15% applies when you book 3 or more delegates from the same organisation at the same time

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Card Payment

Please charge my Visa MasterCard Switch/Maestro

the amount of £

Card number

Valid from / Expires / Security Code

Name of Cardholder:

Signature:

Address/DX at which card is registered (if different from above):

Cheque Payment

I enclose a cheque for £ made payable to AvMA

Bank Transfer

Please send payment to: **Account name:** Action against Medical Accidents

Bank: Co-operative Bank **Sort code:** 089299 **Account number:** 65583630

SWIFTBIC: CPBKGB22 **IBAN:** GB66CPBK 089299 65583630

Please quote **ref: /firm's name** when making payment

I agree with the terms and conditions of booking

Signature:

Date: