

RICS Dilapidations Forum conference 2010

The essential annual conference
for professionals working in the
dilapidations sector

29 September 2010

Savoy Place,
London WC2R 0BL



Book your place online
rics.org/dilapidations2010

Speakers include:

- **Jon Rowling**, Chair,
RICS Dilapidations Forum
Steering Group
- **Guy Fetherstonhaugh QC**,
Falcon Chambers
- **Jacqui Joyce**, Partner,
Thomas Eggar LLP
- **Alan McMillan**, Partner, Dispute
Resolution, Burness LLP

Sessions include:

- Supersession:
A dilapidations' panacea?
- Curtain wall durability issues
- The affects of the R22 ban
- The impact of environmental
and energy regulations
- Monetary settlements:
Landlord's perk or useful tool?



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Conferences



RICS Dilapidations Forum conference 2010

The essential annual conference for professionals working in the dilapidations sector

RICS Dilapidations Forum conference, now in its 5th year, is the ideal opportunity for delegates to hear the latest technical and legal updates and network with other professionals working in the dilapidations sector.

Last year's conference attracted 300 attendees, so we are expecting this year's event to be very popular. Delegates and speakers will engage in topical debates to discuss the current issues facing the sector. There will also be a drinks reception after the conference, so the networking and debate can continue.

Programme

0900 Registration

0930 Welcome and Introduction

Jon Rowling, Chair, Dilapidations Forum Steering Group, RICS

0940 Case law update and the top 10 dilapidations cases

Brian Kilcoyne, Partner and Head of Property Litigation, Lewis Silkin

1015 Supersession:

A dilapidations' panacea?

A consideration of whether a dilapidations claim is affected by completing alternative works through:

- A review of the theory of Supersession
- The legal concept behind it
- How different breaches lead to different approaches
- A case review to assess the impact of possible landlords' actions

Mark Tatlow, Senior Director, CB Richard Ellis
Simon Purcell, Director, Simon Purcell Associates Ltd

1055 Refreshments

Technical sessions Chaired by

Huw Dixon, Director, GVA Grimley
Brian Kilcoyne, Partner and Head of Property Litigation, Lewis Silkin

1120 Curtain wall durability issues

Overview of application, durability and remedial repair issues of curtain wall components to include:

- Double glazed vision units
- Powder coated metal finishes
- Glazing gaskets

Andrew Tee, Tee Technical

1140 The affects of the R22 ban

- The regulation that 'bans' R22 and its background
- What installations it affects
- Affect of the regulation on dilapidation liabilities

Barry Shambrook, Managing Director, Tuckers Consultancy Ltd

1200 HSE Asbestos Regulation update

A representative from HSE

1220 The impact of environmental and energy regulations

- List of regulations including Part L, CRC, European Directive on Energy Performance of Buildings
- What installations and buildings they affect
- Affect of the regulations on dilapidation liabilities

Barry Shambrook, Managing Director, Tuckers Consultancy Ltd

1240 Lunch

Who should attend?

- Surveyors
- Lawyers
- Engineers

Why should you attend?

- Hear the latest technical and legal updates
- Join in the debates on the current dilapidations issues
- Network with your colleagues at the post conference drinks reception

Topical issues Chaired by

Jon Rowling, Chair, Dilapidations Forum Steering Group, RICS

1340 A protocol update and the Scottish experience

- The contrasting regimes for dilapidations in Scotland and England
- How they work in practice
- The differences in approach to diminution arguments and procedures, such as the Protocol

Jacqui Joyce, Partner, Thomas Eggar LLP
Alan McMillan, Partner, Dispute Resolution, Burness LLP

1410 Monetary settlements: Landlord's perk or useful tool?

Terry Davis, TN Davis
Bartle Woolhouse, Partner, Malcolm Hollis LLP

1440 Performance fees

Terry Davis, TN Davis
Michael Watson, Partner, Shulmans Solicitors

1510 Refreshments

1535 Keynote address

Guy will look into his crystal ball, and attempt to predict the issues that will engage dilapidations professionals over the coming year.

Guy Fetherstonhaugh QC, Falcon Chambers

1615 Without prejudice, privilege and fraud

Vivien King, Consultant, Malcolm Hollis LLP

1655 Chairman's closing comments

Jon Rowling, Chair, Dilapidations Forum Steering Group, RICS

1700 Close of conference

1700 Drinks reception at the Strand Palace Hotel

29 September 2010

Speakers include

Chair

Jon Rowling MRICS

Chair, Dilapidations Forum Steering Group, **RICS**

Jon has specialised in dilapidations for a number of years, including during previous roles at Watts and Partners and Jones Lang LaSalle.

Jon has previously completed research on the effectiveness of dilapidations clauses in English and Welsh leases.

Simon Purcell MRICS

Director

Simon Purcell Associates Ltd

Prior to setting up his own consultancy Simon had worked for over 20 years as a director in CBRE's professional business space department. Simon joined them in 1987, having worked with District Valuers for ten years. Simon is an editor of the Landlord and Tenant Review and has given a number of lectures on a range of professional matters.

Barry Shambrook

Managing Director

Tuckers Consultancy Ltd

Barry Shambrook has over 30 years experience as a consultant in the Facilities Technology industry and has been Managing Director of Tuckers Consultancy Ltd for the last 10 years. He is a member of the London Chamber of Commerce Property and Construction Committee and has presented to both the BIFM and BICSI Annual Conferences.

Terry Davis FRICS

TN Davis

Terry qualified as a Quantity Surveyor elected to member in 1972 (and to Fellow in 1985) but practiced as a Building Surveyor for 15 years before transferring to General Practice working as a valuation surveyor. He is registered as an Expert Witness with the RICS and sits on the Dilapidation Forum Steering Group; he has his own practice in his home town of Maidstone.

Guy Fetherstonhaugh QC

Falcon Chambers

Guy Fetherstonhaugh is a QC and joint head of leading property set, Falcon Chambers. He has specialised in property litigation for 25 years. He took silk in 2003, and became joint head of Chambers in 2007. Guy will be well-known to you from practice and his editorial column in the Estates Gazette.

Brian Kilcoyne

Partner and Head of Property Litigation

Lewis Silkin

He has specialised in property litigation for over 18 years, covering all areas of landlord and tenant, acquisition and development disputes and related areas such as property insolvency. He has a particular interest in dilapidations and is a member of the Forum Steering committee.

Huw Dixon MRICS

Director

GVA Grimley Ltd

Huw is a director at GVA Grimley, one of the UK's leading property consultancy firms. A member of the RICS Dilapidations Steering Group, he has headed the company's Building division within the London City office since 2007, providing professional and project services to investor and occupier clients alike.

Jacqui Joyce

Partner, Property Disputes

Thomas Eggar LLP

With over 20 years' experience Jacqui is considered an 'expert in her field' by Chambers and other directories and has a special interest in Dilapidations. Jacqui, as Chair of the Property Litigation Law Reform Committee, has been instrumental in driving forward the implementation of the Dilapidations Protocol and, hopefully, its forthcoming adoption under the Civil Procedure Rules.

Bartle Woolhouse MRICS

Partner

Malcolm Hollis LLP

Bartle has worked as a consultant Building Surveyor for 20 years and has specialised in dilapidations within the commercial sector for 17 years. He is a regular contributor to the property press, has lectured widely on the subject, and was closely involved in the drafting of the latest (5th) Edition of the RICS Dilapidations Guidance Note.

Vivien King HonRICS

Consultant

Malcolm Hollis LLP

Vivien is a leading property litigation lawyer and works as a consultant to Malcolm Hollis. She remains a consultant to law firm Bond Pearce, where she continues to advise on high-quality cases, is a visiting lecturer at the College of Estate Management and owns her own training company, Hatherleigh Training.

Mark Tatlow MRICS

Senior Director

CB Richard Ellis

Mark joined CB Richard Ellis in 1996, having formally worked with DTZ for seven years. He predominantly gives professional building surveying advice and his particular specialism is dilapidations where he is the head of CB Richard Ellis's business line and a well known author on the topic.

Andrew Tee

Tee Technical

Andrew Tee provides a specialist technical defect, survey and investigation service to building surveyor and various asset management clients. Following a career at Quest Technical Services, Watts & Partners and then CNP Ltd, Andrew established Tee Technical in May 2009.

Alan McMillan

Partner, Dispute Resolution

Burness LLP

Alan McMillan is singled out by legal directories, and his peers, as one of the leading individuals in property litigation as well as being 'a rising star' in general commercial dispute resolution. Specialising in all aspects of property litigation, Alan has a great deal of experience resolving disputes through arbitration and mediation. His expertise further extends to advisory and litigation work in the areas of fraud, construction, planning, environmental and licensing law.

Michael Watson

Partner

Shulmans Solicitors

Michael specialises in Property Litigation and Risk Management. He is a strong advocate of a proactive approach to managing the risks associated with property especially with regard to disrepair. He has served on the Steering group of the Dilapidations forum and spoken at the Forum Conference in the past. His practice involves advising on a broad range of property related matters in addition to dilapidations including issues such as disputes with mobile phone operators in respect of mast sites.

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Venue: Savoy Place, London WC2R 0BL

29 September 2010

Conference code: 8928

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<input type="checkbox"/> I will be attending the drinks reception			

On receipt of payment and your booking form, a confirmation email and VAT receipt will be sent to each delegate. Please visit rics.org/dilapidations2010 for full event information, venue details and location map. Delegate fee includes conference documentation, refreshments and lunch.

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