



PROFESSIONAL INDEMNITY FORUM CONFERENCE: RESULTS, REACTIONS, DECISIONS, VISIONS

**5th - 7th July 2010
Robinson College, Cambridge**

The Conference

This is the fifteenth Conference organised on behalf of the Professional Indemnity Forum. We will be examining: historic and projected market results; the market cycle, and the many factors impacting on different sectors of the market; important recent legal decisions and trends in professional liability; underwriting and claims strategies. We will also take a positive look at opportunities for the market.

Following each presentation, time is set aside for delegates to discuss points, and there will also be opportunities for participants to partake in the Symposium and raise issues for further discussion.

Who is the Conference for?

This Conference will be of interest to anyone involved in Professional Indemnity Insurance, including underwriters, claims managers, risk managers, lawyers, and brokers.

The Venue

The Conference will be held at Robinson College, Cambridge. Robinson is a modern college with excellent conference facilities. All rooms are “en-suite”.

The Professional Indemnity Forum

PIF was formed many years ago by leading underwriters in the London market with a view to improving levels of knowledge in the market as a whole. PIF is now a Committee of the International Underwriting Association of London Ltd (IUA). Membership is open to all IUA members together with invited underwriting representatives from other syndicates and companies. PIF provides a forum for discussion of issues of interest to the PI Market. It also seeks to promote sound principles for best practice, provide education to its members, and provide delegates to liaise with other professional bodies. This Conference provides an opportunity for the members of PIF to further its aims and to involve others in the industry with an interest in Professional Indemnity Insurance.

CONFERENCE PROGRAMME

MONDAY 5TH JULY

- 5.30 - 6.30 pm** **REGISTRATION**
- 6.30 - 8.00 pm** **DINNER**
- 8.00 - 8.15 pm** **Conference Chairman's Introduction**
- 8.15 - 8.40 pm** **PIF Introduction "*Heaven Knows I'm Miserable Now*"**
Trevor Meadowcroft
- 8.40 - 9.30 pm** **Some light entertainment before the real work begins!**

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TUESDAY 6TH JULY

- 8.45 - 9.45 am** **Sharing the Pain – Apportioning Liability Between Negligent Professionals. "*Sorry Seems To Be The Hardest Word*"**
Tim Bull, Kathryn Rees, Alexandra Anderson, Paul Castellani
- 9.45 - 10.40 am** **Managing the Professional Indemnity Insurance Cycle**
 - Portfolio Management
 - Establishing a Clear Strategy
 - Benchmark Pricing**David Indge**
- 10.40 - 11.00 am** **COFFEE**
- 11.00 - 11.30 am** **Professional Indemnity: Trends and Pricing Considerations**
 - Loss Trends
 - Exposure Trends
 - Pricing Theory in Different Jurisdictions**Jayne Rendell**
- 11.30 - 12.30 pm** **The Liability of Construction Professionals**
 - Liabilities at Common Law
 - Standard Terms of Engagement
 - Bespoke Conditions
 - Limitation of Liability
 - Where Did it All Go Wrong**Roger Knowles**
- 12.30 - 1.45 pm** **BUFFET LUNCH**

- 1.45 - 2.20 pm** **Legal Update**
- Limitation in PI claims - sifting the mud from the waters
 - Notification of Circumstances - the challenges for the claims handler
- Phillip Murrin and Evi Hava**
- 2.20 - 3.05 pm** **Trafalgar – Strategic Implications for the Professional Indemnity Market**
- John Moore**
- 3.05 - 3.20 pm** **TEA / COFFEE**
- 3.20 - 4.20 pm** **Legal Developments**
- A review of some interesting cases and trends in the previous year
- Michael Pooles QC**
- 4.20 - 5.00 pm** **Symposium**
- A panel of experts will lead a discussion on questions raised by delegates
- 7.00 pm** **RECEPTION AND BANQUET**

WEDNESDAY 7TH JULY

- 9.00 - 10.00 am** **Big Issues in Property Related Professional Negligence**
- Standards of care: when is a bracket not a bracket?
 - The big ‘when’ question in damages for conveyancing negligence: why the date of measurement is so important and how to call it
 - Issues in the law of contribution
 - Mitigation duties update
- Jonathan Seitler QC**
- 10.00 - 10.45 am** **Insurance Brokers – Placer or Producer? Who Takes the Hit?**
- Alan Weir**
- 10.45 - 11.05 am** **COFFEE**
- 11.05 - 11.35 am** **Assigned Risk Pools Review**
- Solicitors
 - Other Professions
- Matthew Young**

- 11.35 - 12.25 pm** **"A Retrospective of the Market and How I See it Today"**
Reg Brown
- 12.25 - 1.15 pm** **"The Perfect Storm – "Yet Another Disaster In Financial Services"**
A Lehman Brothers production starring Arch Cru, Keydata and
Bernard Madoff as himself featuring:
- Notification
 - Aggregation
 - Limitation
 - Product Concentration
- Harriet Quiney and Martin Archer**
- 1.15 - 3.00 pm** **BUFFET LUNCH AND DISCUSSION ON THE ISSUES RAISED**
ALEX DYER AND TREVOR MEADOWCROFT
- 3.00 pm** **CONFERENCE CLOSE**

THE PANEL

CHAIRPERSON

DEBORAH HALL

Deborah Hall was trained by BBC TV as a journalist and presenter. She presented the local and national news on the BBC for 12 years and was a news anchor on BBC World for 6 years. Deborah presents The Law Channel and The Accountants' Channel for the Einstein Network, GSTV for BT Global Services, The Surveyors' and Architects' Channels for RIBA and the Risk Channel for the insurance market. As a trainer of Presentation and Media Skills courses, Deborah has worked with senior executives in the UK and all over the world inc BT, Vodafone, Ofcom, The Law Society, Merrill Lynch, European Union, WHO, Health Protection Agency and CAREC in the Caribbean. Deborah is the media consultant for Bill Gates' WHO's worldwide programme to vaccinate the poor.

SPEAKERS

ALEXANDRA ANDERSON

Alexandra Anderson is a Partner in Reynolds Porter Chamberlain. She has particular expertise in both construction and surveyors' claims. On the construction side, she acts predominantly for architects and engineers and has been involved in many complex and high-value disputes involving projects in the UK and worldwide. She also has a wealth of experience in acting for surveyors, both via their insurers and upon direct instructions. She acts for a number of the largest UK practices, as well as working with RICS on various risk management and education issues.

MARTIN ARCHER

Martin Archer is Director Legal and Claims at Collegiate Management Services Ltd. He qualified as a Solicitor with Reynolds Porter Chamberlain, defending negligence claims against a range of professionals but in particular solicitors, accountants and architects. He moved in-house with Save & Prosper and then BUPA before joining Collegiate Management Services Ltd in April 1995.

REG BROWN

Reg Brown started his Insurance career in 1959 with the Reliance Fire and Accident Insurance Corporation and joined the FAI Insurance Group in 1966. In 1976 he moved into Lloyd's joining Frank Barber & Others as a specialist liability underwriter. He was appointed Deputy Underwriter on the formation of Syndicate 702 in 1977, and in June 1984 was appointed Underwriter of the Syndicate. He stepped down as Underwriter in June 2000. He was also Director of Octavian Syndicate Management Limited (a Terra Nova Group company), its successor company Markel Syndicate Management Ltd, and Pool Reinsurance Limited. He is a former Chairman of Lloyd's Underwriters' Non-Marine Association Limited and was a member of Lloyd's Regulatory Board in 1999 and 2000. In October 1999 he was elected President of the Chartered Insurance Institute for the year to September 2000. He is a Past President of the British Insurance Law Association, and a former director of Kiln Plc., Kiln Underwriting Ltd., PRI Group Plc., Professional Risks Insurance Limited, MCIS Ltd., C J Coleman & Co. Ltd., the Financial Services National Training

TIM BULL

Tim Bull is a Partner in Reynolds Porter Chamberlain. He specialises in insurance and reinsurance disputes with particular expertise in professional indemnity, coverage and defence work. He is an expert in insurance brokers', trustees' and other offshore advisers' liability. He has handled major insurance and reinsurance market disputes most recently involving WorldCom and the collapse of the Australian insurance companies FAI and HIH.

PAUL CASTELLANI

Paul Castellani is a Partner in Reynolds Porter Chamberlain. He specialises in the fields of professional indemnity (particularly insurance brokers, surveyors and lawyers), coverage advice and insurance and reinsurance disputes. He is also a solicitor advocate and has acted for clients in dozens of mediations.

ALEX DYER

Alex Dyer is Deputy Underwriter of Professional Indemnity for Canopus Managing Agents Ltd at Lloyd's and Chairman of the Professional Indemnity Forum. He started his career in Insurance as a broker at Lowndes Lambert in the late 1970's and continued as a broker until he joined one of Canopus' predecessors in business as an Underwriter in September 2000.

EVI HAVA

Evi Hava is an associate with Davies Arnold Cooper. She specialises in solicitors' claims and has also handled claims involving a variety of other professionals including accountants' negligence, surveyors' valuation and defect claims, brokers' liability, directors' and officers' claims, educational claims regarding race discrimination and academic judgements, architects' claims and engineers' claims. She has wide range of experience in insurance and reinsurance policy advice and disputes, and commercial litigation.

DAVID INDGE

David Indge is Head of Underwriting Performance at Lloyd's. He oversees market underwriting, including the approval of business plans, ensuring that Lloyd's standards are met, and creating a commercial relationship with the Lloyd's market. He previously worked for a number of major reinsurers as a casualty reinsurance underwriter.

ROGER KNOWLES

Roger Knowles has spent a life time working in construction. He commenced his working life as a Quantity Surveyor and subsequently had a change of direction and qualified as a barrister. He established James R Knowles in 1973, offering services in dispute resolution in the construction industry. The company was floated on the AIM market in 1998. Roger sold his interest in the company in 2006 and set up Baqus, a Quantity Surveying Consolidator Company, which floated on the AIM market in 2007. He has lectured extensively in many parts of the world and now operates as an independent consultant.

TREVOR MEADOWCROFT

Trevor Meadowcroft is Professional Indemnity Underwriting Manager at Travelers where he has been for the last three years. He previously worked for twenty five years with Norwich Union and some of its previous manifestations. He has sat on many liaison committees and many RICS ARP panel meetings. He is the deputy chairman of the Professional Indemnity Forum

JOHN MOORE

John Moore is Claims Director of Wren Managers Limited. He is joint editor of the Insurance Institutes of London's Research Study Group on Professional Indemnity Insurance, and is leader of their RSG on Handling Professional and Liability Claims. He was the author of the Professional Insurance chapter of The Construction Law Handbook.

PHILLIP MURRIN

Philip Murrin is a Partner in Davies Arnold Cooper. He specialises in errors and omissions and professional indemnity claims, insurance and reinsurance disputes and claims against directors and officers. He has been involved in many high profile, high value disputes concerning surveyors, accountants, brokers, Lloyd's reconstruction and renewal, and directors and officers. He also has experience of supervising the cost efficient management of smaller claims under schemes and protocols.

MICHAEL POOLES QC

Michael Pooles QC practises from Hailsham Chambers. His principal area of practice is that of professional indemnity claims and disciplinary matters. He frequently acts for or against lawyers, accountants and surveyors but has acted for or against all manner of professionals including such unusual areas as veterinary science, land management and fish farming. He is frequently instructed in costs matters. His practice also includes general insurance policy matters of all types and personal injury claims.

HARRIET QUINEY

Harriet Quiney is a partner in Fishburns. She acts in professional negligence cases involving financial advisers, insurance brokers, mortgage brokers, trustees, pension benefit consultants, accountants and solicitors. As well as acting for firms and insurers in professional indemnity claims she has experience of defending firms and individuals in FSA enforcement proceedings and advising on skilled persons' reports. She is also an expert in Financial Ombudsman Service procedure and practice and has lectured and written articles on this subject.

KATHERINE REES

Katherine Rees is a Partner in Reynolds Porter Chamberlain. She is particularly well known for her work defending leading firms of solicitors on claims arising from all aspects of private practice. She is frequently instructed to advise on coverage issues, including situations where there is a suspicion of fraud. She also advises on disciplinary issues.

JAYNE RENDELL

Jayne Rendell is a Vice President, General Re UK Ltd. She specialises in all casualty classes of business, with a particular focus on Errors and Omissions. She previously worked as a direct underwriter at Lloyd's and as a broker at JLT and Willis.

JONATHAN SEITLER QC

Jonathan Seiter joined Wilberforce Chambers in 1995 from the Chambers of George Carman QC. He was awarded silk in 2003. He specialises in disputes which arise from commercial property contracts, in particular commercial leases, and is well known for expertise in handling professional liability cases which arise from commercial and property transactions.

ALAN WEIR

Alan Weir is a Partner at Ince & Co, well known for his interest in London insurance and reinsurance market disputes and their resolution. Aside from handling cases such as Dolling Baker, Fountain Page, Mander v CU & Gyngell and Pine Top, he represented the Lloyd's broking community during Reconstruction & Renewal, jointly advised brokers and underwriters on key elements of the LMP project, and today acts for some of the best known names in the market.

MATTHEW YOUNG

Matthew Young is Policy Adviser on Liability and Motor at the ABI, working on a range of liability issues, including Employers Liability, Public Liability, Professional Indemnity and Product Liability.

CONFERENCE INFORMATION

DATES

Monday 5th (5.30pm) to Wednesday 7th (3.00pm) July 2010

VENUE

Robinson College, Cambridge

FEES

The fee for the two-day Conference is £945.00 + VAT. The fee includes Conference documentation, refreshments, breakfast, lunch, dinner, banquet and accommodation

ACCOMMODATION

Accommodation is in Student Single Study "en-suite" bedrooms located in the College building.

TRAVELLING TO CAMBRIDGE

For those travelling from London, we have a coach which will leave from Lloyd's at 3.45pm on 5th July, and return after the Conference. Fee £20.00 +VAT

CAR PARKING

Car Parking is available free of charge at the Wilberforce Road Athletics Ground – five minutes walk from the College

SOLICITORS REGULATORY AUTHORITY CPD SCHEME

This Conference qualifies towards Continuing Professional Development

CII CPD SCHEME

This Conference may be regarded as a structured activity for the purpose of CPD

BAR STANDARDS BOARD CPD SCHEME

This Conference qualifies towards Continuing Professional Development

BOOKINGS

To book places for the Conference, please email: tony.gregory@imc-seminars.com
or telephone: +44 (0)20 7481 9070

PLEASE NOTE

Joining instructions will be emailed to all delegates prior to the Conference. If you do not receive these please telephone to ensure we have registered your booking. All other documents will be distributed at the Conference. It may be necessary for reasons beyond the control of the organisers to alter the content and timing of the programme or the speakers.