

## Inside this issue

Chairman's Report	1-2
AGM Minutes	3
News & Announcements	4
Academy Diary	4

## Members Information

All of The Academy's information is available for Members from the Member Resources page of the website.

This includes:

- Guidance
- Publications
- Reports
- Model Terms of Engagement

This and past editions of 'update' are available from:  
[www.academyofexperts.org](http://www.academyofexperts.org)

Further information about anything contained in this publication may be obtained from The Academy of Experts

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# 'update'

## From the Chairman



### ALL CHANGE, ALL CHANGE.

I am writing this while sitting on the train from Cornwall to London, but that familiar announcement rings true for experts this month. Just as we were getting used to the Civil Procedure Rules, a new set comes along. Fortunately for us, our ever-diligent staff at Gray's Inn have been through the new 76th edition CPR in detail and have published a guide to the changes on the Academy website so none of us need fall foul of the new rules and so incur the wrath of the judiciary. So, make sure you use our new Declaration in future reports.

*"...TAE membership must continue to be the benchmark which appointers of experts can use..."*

It was good to see so many members at the President's Dinner in November and to take part in the award of honours to our distinguished guests Lord Howe, Lord Woolf and Sir Peter Cresswell.

Once again we were treated to an excellent meal at the Butchers' Hall. Due to renovation works next year we will be moving to a new venue. We can only hope that we will be as well treated there as we have been for the past few years. Details of the dinner will be available in the new year.

### Outreach

Our links with the London Livery Companies do not end there though. I would like to congratulate Nicola Cohen on her appointment as a Freeman of the Worshipful Company of Arbitrators, the livery company to which I and a number of other Academy members also belong. The Academy is holding a joint meeting with the Arbitrators next year in February and in January, two of our members will be acting as Expert Witnesses in a mock arbitration for the WCA Arbitration Competition.

### Controversial Fees

The public perception of experts is becoming more confused. On at least one occasion recently I have heard a senior member of the judiciary say that he did not think that conditional fees for experts would

*continued inside...*



Two Presidents - Lord Howe and Lord Saville at the President's Dinner

## From the Chairman continued

...continued from page 1

necessarily be a bad thing. We then had a professional body suggesting it is OK for experts to defer their fee payment until after the outcome of the trial is known!

You will no doubt be pleased to hear that your Council is very much opposed to these ideas, confirming that the Academy's three Is will continue to define the standard that we expect of our members – although I have had the misfortune recently to come across at least one expert who could only be described as a 'hired gun'.

Maybe this is not surprising when the messages to experts are so mixed, but it once again brings to the fore the importance of training experts in how to behave and enforcing those principles through our training courses, our vetting of members and, when necessary, our disciplinary procedures.

Academy membership must continue to be the benchmark which appointers of experts can use to establish the

credentials of experts and so demonstrate their diligence in making an appointment.

### Chairman's Lunch & Seminar

January 30<sup>th</sup> will see our annual outing to the RAF Club for the Chairman's Lunch and Seminar '*That was the year that was - 2014*'. This is always a great occasion at a spectacular venue, and a great chance to entertain partners and business contacts. In particular, this year, the seminar given, as ever, by Michael Cohen, will be of importance given the recent changes to CPR.

I look forward to seeing as many of you as possible at the RAF Club and may even be persuaded to buy a round of drinks in the bar afterwards.

In the meantime may I take this opportunity to wish everybody a very merry Christmas and a Happy and prosperous 2015.

**Dr Chris McArdle**  
**Chairman**  
**December 2014**

### TAE Events Calendar

Do you check the online Events Calendar?

Details of all TAE events, training dates and external events that TAE supports are published online with full booking information:

[www.academyofexperts.org](http://www.academyofexperts.org)

### Christmas Hours

The TAE Office will be closed from Lunchtime on Tuesday 23rd December until Monday 5th January. Emergency queries should be sent by email to: [admin@academy-experts.org](mailto:admin@academy-experts.org)



**CAN'T WAIT FOR THE NEWS?**

[www.academyofexperts.org/news](http://www.academyofexperts.org/news)

Academy Members and Guests at the President's Dinner

## Annual General Meeting - Minutes

**Minutes of The Annual General Meeting held at 3 Gray's Inn Square, Gray's Inn, London, WC1 on Wednesday 8th October 2014**

**Present:** C McArdle – Chairman, in the Chair and Members

**Apologies:** The President, Vice Presidents, Messrs Allen, Bayram, Britten, Compton, Gardner, Hannaford, Johnson, Mainland, O'Brien, O'Neill, Quint, Ullstein.

**The Chairman welcomed and thanked everyone for attending the meeting.**

### 1 Minutes of AGM held on Wednesday 9th October 2013

The minutes of the AGM were adopted and signed by the Chairman.

### 2 Matters Arising

There were no matters arising.

### 3 Chairman's Report

The Chairman stated that his report for the year had been published in 'update' Volume 22 Issue No 4. The meeting took the report as having been read. There being no questions, it was proposed by Phillippa Rowe that the report be adopted. This was carried unanimously.

### 4 Treasurer's Report

In the absence of the Treasurer, the Chairman presented the annual accounts which showed a small surplus on the year. It was noted that the debtors had been reduced from previous years and this was considered very encouraging.

The adoption of the annual accounts was proposed by Manny Silverman and they were adopted by the meeting nem con.

### 5 To appoint the Auditors for the year 2014-2015

The Chairman on behalf of the Treasurer stated that the Executive would like to propose Greenaways as the auditors for the coming year. They had completed the last few audits for the Academy. These had been done efficiently and at less cost than in previous years. This was proposed by Craig Kersey and the meeting agreed nem con that Greenaways be reappointed as auditors.

### 6 Election of Officers

The Chief Executive stated that nominations had been received as follows:

<b>Chairman</b>	Chris McArdle
<b>Deputy Chairman</b>	Sue Bayram
<b>Vice Chairman</b>	Kathryn Britten
<b>Treasurer</b>	Ben Johnson

They were declared elected unopposed.

The Chief Executive stated that at the close of nominations none had been received for the role of Secretary. However subsequently Dr Paul England a Senior Associate of Taylor Wessing had expressed his willingness to serve. The meeting duly elected Dr England as Secretary.

### 7 Election of Council Members

The Chief Executive declared that there were six vacancies for Council and 5 nominations had been received. The following were duly elected.

- Mike Allen
- Grahame Goodyer
- Steve Hannaford
- Craig Kersey
- Manny Silverman

The Chief Executive stated that there was one vacancy and after the close of nominations Dr Nigel Young had submitted a nomination.

There being no other nominations Dr Young was duly elected.

### 8 Subscriptions

Council had considered the matter of subscriptions and were mindful of the current economic climate. It was Council's recommendation that the annual subscription should now be increased by not more than 5% rounded. In addition, those paying by direct debit will continue to be offered a discount. This was agreed.

### 9 Any Other Business

Michael Cohen proposed a vote of thanks to Charles Gardner and that this should be conveyed to him by the Chairman by letter for his service to the Academy as Secretary. This was agreed with acclaim.

The Chairman then thanked all members of the Council for their contribution over the last year.

The meeting closed.

# DIARY, NEWS & ANNOUNCEMENTS

## Twitter

TAE is moving with the times and taking up the challenge of Social Media and has recently started tweeting.



If you would like to be amongst the first to receive up to date information and comment from TAE then follow @tae\_experts.

## Changes to CPR

The 76th update to CPR brought about new changes affecting experts. In particular the 'Protocol for Experts and those instructing them' which was annexed to PD35 has been replaced by the 'Guidance for Experts and those instructing them' from the Civil Justice Council.

As a result of the changes the Expert's Declaration for use in Civil Matters has been updated and should be used for all reports signed off on or after 1st December 2014 - the new Declaration is available from the website.

## Civil Mediation Council - Registration & Representation

TAE is currently a board member of the Civil Mediation Council which is about to undergo a period of change.

### Registration

In January of next year CMC will be launching a Registration Scheme for Mediators designed to give the first cross-profession recognition for Civil/Commercial Mediators. Academy Mediators will, as a benefit of TAE membership, receive a discount on their registration application.

### Board Membership

TAE's current term on the CMC Board is coming up for renewal. At this critical juncture for the CMC it is more important than ever to be able to represent our members. We would, therefore, ask all TAE members who are CMC members to bear this in mind and vote for TAE in the upcoming election.

## Membership renewals

### Renewals

Membership subscriptions fall due for renewal by the 1st March each year. The rates for individuals for the year 2015-2016 will be as follows:

Individual (Associate, Full Member, QDR):	£245.00
Fellow:	£390.00
Retired:	£ 85.75

### Retired Membership

The subscription rate for those members who have retired from practise but would like to continue their involvement with TAE has been reduced from 1st of March. Previously 50% of the individual subscription rate for next year it has been reduced to just £85.75+vat.

### Direct Debit

A discount is applied to members who pay by Direct Debit. The deadline for qualifying for the discount is 19th January. DD instructions received after this date will not qualify for the discount for 2015.

## Evening Meetings

The next evening will be on 11th February. A joint meeting, held with the Worshipful Company of Arbitrators, it is being hosted by Eversheds LLP at their London office. Full details will be circulated closer to the time.

## Chairman's Lunch

### Royal Air Force Club

### Friday 30th January 2015

For those who have not yet booked places are selling fast, particularly for the seminar so call TAE to ensure your place:

**020 7430 0333**



Diary Dates

<b>December</b>	
Wednesday	10 → CMC AGM
Tuesday - Wednesday	16-17 → Foundation Course
Tuesday	23 TAE Office Closes
<b>January</b>	
Monday	5 TAE Office Reopens
Tuesday	20 → Law for Experts
Wednesday	21 → Into Court
Friday	30 → Annual Seminar 'TWTYTW 2014'
Friday	30 → Chairman's Lunch
<b>February</b>	
Wednesday	11 → Evening Meeting
Wednesday - Thursday	18-19 → Expert Determination
Wednesday - Thursday	25-26 → Foundation Course
Friday	27 → Procedure Rules Update
<b>March</b>	
Monday - Tuesday	2-3 → Mediation Training Course - Module 1
Wednesday	4 → Mediation Training Course - Module 2
Monday	16 → Mediation Training Course - Module 3
Tuesday	17 → Mediation Training Course - Module 4
Wednesday	18 → Mediation Training Course - Module 5
Monday - Tuesday	30-31 → Mediation Assessment

Unless otherwise shown all courses/meetings will be held in London  
TAE dates are published in the **Events Calendar** - [www.academyofexperts.org](http://www.academyofexperts.org)

Key to events:  
 → Academy Courses  
 → Academy Events & Meetings  
 → External/Joint/Supported Events