

# SOLICITORS JOURNAL

## INDEX TO VOLUME 151 2007

THE CORRECT CITATION FOR THIS VOLUME IS (2007) 151 SJ

### Abbreviations

- (A) article
- (BR) book reviews
- (C) comment
- (L) letter
- (N) news
- (U) update

**abettal** (N) 619

### advertising

'Champagne of beer' (N)  
516

**advocacy** (C) 938

**after the event insurance**  
(A) 74, 76

### age discrimination

compulsory retirement  
age (A)(N) 757, 961, 1310,  
1413, 1448, 1586  
general principle of  
limited application (N)  
868  
reduced pension (N) 1313  
regulations one year on  
(N) 1240  
reinstatement of workers  
(N) 480

### agency

compensation for  
contract termination  
(A)(N)(U) 866, 940–1,  
1160  
secondary activities (A)  
493

### agriculture

agricultural law update  
(U) 191–2, 1302–4  
EU legislation (A) 1546  
focus (issue 10)  
foot and mouth  
compensation (N) 1038

### air travel

air passenger duty (N)  
1141  
compensation for  
passengers (A) 282–3

### Airey, Simon

international tax  
planning (A) 843–4

### Akkouh, Tim

Companies Act 2006 (A)  
12–13, 54–6, 85–6

### alcohol disorder zones

(A) 249

### Alonzi, Andrew

Mental Capacity Act 2005  
(A) 349–51

### alternative dispute resolution

compulsory mediation  
(C)(N) 345, 686, 822  
Employment Tribunal  
mediation (U) 640  
family mediation (N)  
1310  
mediation generally (A)  
316, 1550–2  
privilege (A) 319  
workplace mediation (A)  
1050, 1545

### animal testing

(A) 1246  
**Animal Welfare Act 2006**  
(A) 421–2, 457–8

### antisocial behaviour

#### orders

appropriate grounds (A)  
151  
breach by 81-year-old (N)  
480  
housing law (A)(U) 241,  
255–6, 1267  
pigeon feeding (N) 73

SAP consultation (A)

1193  
tenant management  
organisations (N) 35

### Archer, David

insolvency update (U)  
500, 1332–4

### armed forces

retirement terms for  
Gurkhas (N) 344

### Arshad, Raffia

Islamic family law (A)  
520–2, 1187–8

### Ashcroft, Stephen

personal injury (A) 453–4

### Ashtiani, Sue

employment update (U)  
638–40, 1066–8

### Aspinall, David

bankruptcy and divorce  
(A) 1222–4

### Attorney General's reference

drugs case (A) 461

### Avari, Noshir

comment (C) 1342

### bad character evidence

(A) 358

### bail

'backed for bail' warrants  
(N) 4  
offences, sentencing  
(A)(N) 682, 772, 1617

### bailiff laws

(A) 1088–9

### Baker, Christopher

local government update

(U) 425–8, 950–4, 1529–30

**Baker, Janet**  
conveyancing (A) 824–8, 1380–2

**Baker, Matthew**  
right to light (A) 417–19

**banking**  
charges (A)(N) 968–9, 1104  
electronic transfers (A) 970–1  
offshore accounts, disclosure (A)(C)(N) 309, 843–4, 1342

**Bar**  
accessible profession (N) 271  
Bar Vocational Course (N) 685  
complaints handling (N) 1138  
new chairman face to face (A) 83

**Barnes, Barbara**  
sentencing update (U) 1440–2

**Barnett, Cindy**  
face to face (A) 204

**Barr, Richard**  
death of Sally Clark (C) 410  
tales from practice (A) 132, 268, 404, 540, 680, 816, 956, 1100, 1236, 1372, 1504, 1624

**Barr, William**  
agricultural law update (U) 191–2, 1302–4

**Barrett, Sophie**  
family law update (U) 692–4

**Barton, David**  
Solicitors' Code of Conduct 2007 (A) 786–8

**Basu, Dijen**  
restrictive covenants (A) 1456–7

**BBC**  
cash for honours investigation (N) 344

**beachcombers** (A) 1018–19

**Beattie, Mike**  
taxation (A) 1278

**Beauchamp, Bob**  
professional negligence (A) 324–5

**Beaumont, Colin**  
legal aid (A) 1280–2

**Beaumont, Paul**  
legal aid (A) 1280–2

**Begin, Terence**  
insurance brokers' negligence (A) 1610–12

**behind bars** (A) 96, 171, 232, 368, 512, 644, 780, 932, 1072, 1336, 1472, 1600

**benefit fraud**  
changes of circumstances (A) 976

**Bennett, Jane**  
EU healthcare arrangements (A) 247

**Bennett, John**  
public sector procurement (A) 356–7

**bias** (N) 869, 905, 1310

**Bickford Smith, Stephen**  
contractual obligations (A) 1357–8  
nuisance (A) 796–7  
parking rights (A) 1478–80

**bilateral investment treaties** (N) 905

**bird flu** (A) 238

**Birkby, Gillian**  
health and safety (A) 286–7

**Black, Clive**  
comment (C) 174

**Black, Jonathan**  
road traffic update (U) 534–6

**Blake, Simon**  
valuation of businesses (A) 1318

**blasphemy** (N) 1475, 1538

**Bone, Steven**  
taxation (A) 150

**book reviews** (BR) 87, 523, 634, 701, 850, 852, 898, 982, 1200, 1306–7, 1444

**boundary disputes** (A) 81

**Boutle, Toby**  
fixed costs in possession claims (A) 524–5

**Bradley, Matthew**  
'ordinary residence' (A) 1146–8

**breach of the peace**  
future breaches, *Laporte* case (A) 215

**Braithwaite, Thomas**  
civil litigation (A) 882

**bribery**  
law reform (N) 309

**Bridge, Sarah**  
inheritance tax (A) 1344–6

**Britton, Brent CJ**  
information technology (A) 1214–15

**Brock, David**  
environmental impact assessments (A) 108

**Brocklebank, Lea**  
letter (L) 99

**Bryden, Chris**  
non-molestation orders (A) 1484–5  
smoking (A) 560–1, 728–9  
Treasure Trove etc (A) 1018–19

**Brydson, Lindsay**  
comment (C) 482

**Buckland, Robert**  
PACE update (U) 91–2

**Bunker, Richard**  
taxation update (U) 22–3, 463–4, 888–9, 1270–1

**burden of proof**  
discrimination claims (A)(N)(U) 136, 638, 1186, 1512

**burglary**  
unreasonable belief (N) 583

**Burns, Seamus**  
right to protest (A) 215  
self-incrimination (A) 1014  
video link evidence (A) 1391

**Butler, Andrew**  
rights of way (A) 389

**Butler, Simon**  
rights of audience (A) 114

**Butler-Cole, Victoria**  
Mental Health Act 1983 (A) 624–6

**care homes**  
private care homes and HRA 1998 (A)(N)(U) 14, 72, 173, 428, 668, 782, 872–4, 952–4

**Carrasco, Glenn**  
licensing (A) 248–9

**carriage of goods by road**  
international convention and parcel delivery (N) 618

**Carter, David**  
private care homes and HRA 1998 (A) 14, 872–4

**Chancery Repairs Act 1932 (N)** 171

**charities**  
community interest companies (A) 226–7  
practice trends (A) 962–6  
public service delivery (A) 830–2, 964–6

**Charlwood, Spike**  
professional negligence update (U) 738–40, 1590–1

**Chessher, Stephen**  
disclosure (A) 919

**children**  
*see also family*  
abduction, exceptions to Hague Convention (N) 1573  
defendants with learning disabilities (A) 598  
leaving secure detention (A) 1430

**Children and Adoption Act 2006 (A)** 654–6

**Children and Young Persons Bill (N)** 1474

**Cirelli, Stephen**  
public sector procurement (A) 356–7

**civil litigation brief (A)**  
115–16, 251–2, 386–8, 530–2, 664–4, 798–800, 978–80, 1208–10, 1492–4

**civil partnerships**  
rights of same-sex couples (N) 755

**Clark, Sally**  
death (C) 410

**Clarke, Jamie**  
personal injury (A) 528–9

**Clement, Ryan**  
victimisation (A) 1186

**clinical negligence**  
informed consent (C) 1482  
update (U) 155–6, 562–4, 1028–32, 1396

**Clover, Sarah**  
professional negligence (A) 324–5

**Cohen, Abigail**  
land registry notices (A) 1562–3

**Cohen, Elliot**  
third party funding (A) 1459–61

**Coker, Jane**  
immigration and asylum update (U) 228–30, 1095–8

**Collignon, Laura**  
disability discrimination (A) 1258

**Collis, Pamela**  
Children and Adoption Act 2006 (A) 654–6

**commercial**  
anti-suit injunctions (U) 1162  
breach of contract (A) 770–1  
conflict of laws (U) 1162  
contractual terms (A) 590–1  
disclosure of documents (U) 1160  
dishonest assistance (U) 364  
entire agreement clauses (A) 946–7  
exclusion clauses (A) 590–1, 770–1  
fiduciary duties (A) 1490–1  
intentional inducement of breach of contract (U) 1160  
interest on late payment of debt (A)(N) 934, 1046–7  
knowing receipt (U) 364  
'reasonable endeavours' (A) 1357–8  
silence and negligent misrepresentation (N) 902  
specific performance of contract (U) 363  
torts (U) 1160  
unjust enrichment (A)(N) 934, 1084–5  
update (U) 363–4, 1160–2  
valuation of businesses (A) 1318

**Commercial Court**  
case management (N) 1573

**Commission for Equality and Human Rights (N)** 1203

**community courts**  
pilot (N) 4

**community interest companies** (A) 226–7

**Companies Act 2006**  
auditors' liability (A) 85  
commencement (U) 86, 498–500, 1330–2  
deregulation (A) 56, 1332  
different categories of company (U) 1332  
directors generally (A) 1330  
directors' duties (A)(N) 12–13, 1203, 1330  
directors' reports (A) 85–6  
electronic communication (A) 86  
political donations (U) 1332  
shareholders' meetings/resolutions (U) 1330–2  
shareholders' rights (A)(U) 54–6, 1330  
Takeover Panel (A) 86

**company**  
auditors' liability (A)(N) 85, 1175  
payments (A) 970–1  
unfair prejudice (N) 583

**compensation**  
claims management services (A) 726–7  
highway pranks (N) 544  
reform (A) 794

**compensation culture** (C)(N) 518, 1106, 1508

**competition law**  
abuse of dominant position (A)(N) 462, 1174, 1239, 1256  
aerospace acquisition (N) 480  
BA price-fixing (N) 1041  
cartels (A)(N) 158, 289, 704, 1041, 1313  
dairy industry (N) 1204  
enforcement (N) 1507  
evidence (A) 158  
leniency (A) 15, 704  
Microsoft case (A)(N) 1174, 1256  
private actions (N) 1507

**complaints**  
Law Society (N) 479, 1446  
Legal Complaints Service (N) 71

**conditional fee agreements** (N) 783

**confiscation orders**  
enforcement (A) 1184  
forensic accountancy (A) 592–3

**conflicts of interest**  
takeover bid (N) 1041  
very high cost cases (N) 719

**Connolly, Michael**  
age discrimination (A) 1586

**consent orders** (A) 79

**conspiracy**  
Law Commission consultation (N) 1274

**Construction (Design and Management) Regulations** (A) 286–7, 1286–8, 1324–5, 1351–2, 1388–9, 1428–9, 1464–5

**consumer**  
bank charges (A)(N) 968–9, 1104  
repairs to defective goods (N)(U) 307, 364

**consumer complaints**  
powers of OLC (N) 36

**consumer credit**  
credit cards (A)(N) 1120, 1239, 1375  
EU Directive (N) 648  
multiple agreements (A) 557

**Consumer Credit Act 2006** (A) 245–6

**consumer protection**  
car hire agreement (A) 914–15  
Consumers, Estate Agents and Redress Act 2007 (A) 1150–1  
credit card purchases (A)(N) 1120, 1239, 1375  
EU Co-operation Regulation (A) 321  
EU developments (A) 1120  
online shopping (N) 207  
satisfactory quality (A) 1120

unfair commercial practices (A) 1122–4

**continuing professional development (CPD)**  
assessment questions Nos 3, 7, 11, 16, 19, 23, 28, 32, 35, 39, 43, 48  
overview (A) 1248–50

**contract**  
*see commercial*

**conveyancing**  
alteration of land register (A) 1052–4  
boundary disputes (A) 81  
challenges (A) 760–2  
e-conveyancing (A) 1380–2  
HIPs. *See home information packs*  
National Conveyancing Congress (A) 1180–2  
searches (A) 824–8

**Cope, Stephanie**  
personal injury (A) 284–5

**corporate manslaughter** (A)(N) 171, 1424–6, 1540

**costs**  
fixed costs in possession claims (A) 524–5  
orders against non-parties (A) 596, 1593  
Part 44 discretion (N) 443  
predictable (fixed recoverable) (A) 182–4  
pro bono representation (N) 514  
recovery of litigants' own costs (A) 944  
success fees in road traffic accident claims (N) 62

**court bundles**  
room for improvement (C) 210

**court fees** (N) 445

**Cridge, Julian**  
company voluntary arrangements (A) 702

**Criminal Defence Service**  
reform proposals (N) 206  
telephone advice (CDS Direct) (N) 370

**criminal justice system**  
CJSSS (A) 1294–5  
culture of fear (C) 1106  
Magistrates' Association  
concerns (N) 100

**Criminal Procedure  
Rules**  
amendments (N) 342  
disclosure of witness  
details (A) 1082

**Cruickshank, Elizabeth**  
women in the profession  
(A) 1510–11

**Curling, Nick**  
freezing injunctions (A)  
242–4

**Curteis, Jilly**  
IT training (A) 652

**Dadek, Rod**  
libel and privacy update  
(U) 802–3, 820

**Dalling, Robert**  
comment (C) 180

**damages**  
breach of contract (N)  
444, 479  
data protection (A) 1608–  
9  
Fatal Accidents Act 1976  
(N)(U) 478, 564  
local authority payments  
and (N) 207

**dangerous dogs** (N) 2

**Dann, Clarissa**  
continuing professional  
development (A) 1248–50

**Darby, Nick**  
Code for Leasing  
Business Premises (A)  
734–6

**Darlington, Alured**  
face to face (A) 1172

**data protection**  
British travellers to US  
(N) 3  
damages for breach of  
Act (A) 1608–9  
data retention (A) 1558–  
60  
EU criminal data-sharing  
agreement (N) 785

information-sharing (N)  
1602  
loss of HMRC data  
(A)(N) 1602, 1608–9  
'personal data' (N) 1104  
'processing' (A) 764  
update (U) 1216

**Davidson, Laura**  
Mental Capacity Act (A)  
1520–2  
patients in a permanent  
vegetative state (A) 217–  
18, 424

**Davies, Andrew**  
claims management  
services (A) 726–7  
insurance brokers'  
negligence (A) 1610–12  
litigation costs (A) 1593

**de Lisser, Cedric**  
Employment Rights Act  
2002 (A) 110–11

**Deal, Katherine**  
air travel (A) 282–3  
personal injury (A) 490

**defamation**  
solicitors'  
correspondence (A) 696–  
7  
update (U) 802–3, 820

**Desai, Jimmy**  
Gambling Act 2005 (A)  
1190–1

**digital crime scenes** (A)  
698–700

**directors**  
*see Companies Act 2006*

**disability discrimination**  
housing (U) 256, 1267  
possession proceedings  
(A) 1258  
reasonable steps (N) 235

**disability equality** (A)  
188

**DNA database** (N) 1175,  
1539

**Dodds, Nigel**  
face to face (A) 68

**Donaghy, Rita**  
workplace mediation (A)  
1050

**Donovan, Anna**  
East Anglia regional  
focus (A) 722–4

**drink banning orders**  
(A) 248–9

**Driscoll, James**  
tenancy deposit schemes  
(A) 451–2

**Dronfield, Liz**  
family law update (U)  
291–2, 692–4, 1125, 1466–  
8

**Dunk, Brian**  
after the event insurance  
(A) 74

**Duty Solicitor Call  
Centre** (N) 370

**Dye, Campbell**  
consumer protection (A)  
321

**Easton, Daniel**  
asbestos update (U) 566,  
1392–6

**education**  
climate change film (N)  
1275  
Education and  
Inspections Act 2006 (A)  
488–9  
exclusion for wearing  
religious bracelet (N)  
1449  
exclusions (N) 1205  
grants, EU law (A) 1390  
parenting orders (N) 1075  
update (U) 58–9

**Edwards, Carolyn**  
family law update (U)  
1126

**Edwards, Martin**  
planning law (A) 496–7

**Elias, Sir Patrick**  
interview (A) 1048–9

**Ellison, Robin**  
pensions (A) 972–4

**embryos**  
IVF, consent (N) 442  
new Bill (N) 647, 1448

**employment**  
age discrimination. *See age discrimination*  
agency workers (N) 1540, 1571  
Bill (N) 1603  
burden of proof in discrimination claims (A)(N)(U) 136, 638, 1186, 1512  
carers of disabled persons (N) 1275  
contractual terms (U) 1066  
counselling for stress at work (A) 383–5  
disciplinary and grievance procedures (A) 110–11, 1545  
employer-induced ill-health, dismissal (N) 1040  
equal opportunities (A) 1544–5  
equal pay (A)(N) 545, 1544–5, 1604  
ERA 2002 (A) 110–11  
grievance procedures (U) 640  
harassment (N)(U) 156, 638, 1202  
harassment by third parties (N) 343  
health sector (A) 380–2  
holiday entitlement (A)(N) 73, 149  
human rights (A) 380–2  
ICE Regulations (N)(U) 1003, 1068  
implied contract (N) 35  
implied terms in contract (U) 1066  
interview with EAT president (A) 1048–9  
irrational findings of tribunal (N) 619  
maternity and paternity rights (A) 148–9  
maternity leave, return to work (N) 1138  
mediation (A)(U) 640, 1050, 1545  
monitoring of personal communications (N) 443  
new legislation (N) 1205, 1603  
policewomen, equal treatment (N) 1604  
POVA blacklist (A) 382

redundancy (N)(U) 640, 935  
religious discrimination (N) 1339, 1413  
resignation or dismissal? (N) 619  
restrictive covenants (A) 1456–7  
right to strike/freedom of establishment (N) 1572  
sex discrimination (N) 343  
statutory procedures (N)(U) 640, 1603  
stress at work (A)(N) 170, 383–5  
surveillance of employees (A) 658–9  
suspension (U) 640  
TUPE Regulations 2006 (N) 1411, 1474  
update (U) 638–40, 1066–8  
victimisation (U) 1068  
voluntary redundancy as dismissal (N) 935  
whistleblowing (N) 344  
Work and Families Act 2006 (A) 148–9  
working time (N) 1205, 1571  
wrongful dismissal (A) 90

**environment**  
carbon emissions trading (N) 71, 683  
Energy Performance Commitment (N) 71  
interview with firm's environment officer (A) 340  
planning reforms and (N) 649  
renewable energy (A) 1108–9  
White Paper (N) 683, 1338

**environmental law**  
Aarhus Convention 1998 (N) 236  
Climate Change Bill (N) 1477  
criminalisation of breaches, EU proposals (N) 209, 237  
environmental impact assessments (A)(U) 108, 328  
liability for escape of sewage (N) 620

nuclear build programme (N) 236  
polluter-pays principle (A)(N) 818, 910  
sites of special scientific interest (N) 137

**Epstein, Rona**  
children in need (A) 1430

**Europe**  
accessions to EU (A) 15  
agricultural legislation (A) 1546  
alcohol import restrictions (N) 720  
anti-suit injunctions and arbitration (A) 289  
anti-trust actions (A) 1120  
arrest warrant (A)(N) 584, 704  
bird flu (A) 238  
briefing (A) 15, 158, 289, 462, 569, 704, 878, 1016, 1256, 1390, 1546  
community law raised on court's own motion (A) 876  
comparative advertising (N) 516  
competition law. *See competition law*  
conflicts of jurisdictions (A) 836  
consumer credit  
Directive (N) 648  
consumer protection (A) 321, 1120  
criminal record-sharing agreement (N) 785  
education grants (A) 1390  
environmental impact assessments (A) 108  
environmental law  
enforcement (N) 209  
extradition (N) 308  
food labelling (A) 145–6  
foodstuffs trade marks of origin (N) 1139  
free movement of goods (A)(N) 569, 720, 1546  
freedom of establishment/right to strike (N) 1572  
freedom of information (A) 704, 1546  
gambling (A) 462  
'golden shares', Volkswagen case (N) 1341  
health and safety (A) 876  
healthcare arrangements (A) 247

inappropriate incentives (A) 876  
Judgments Regulation (A) 836, 1390  
judicial review and EC law (A) 10–11  
jurisdiction (A) 836, 1390  
legal fees (A) 15  
Lugano Convention (A) 569  
matrimonial proceedings Regulation (Rome III) (N) 516  
merger control (A)(N) 569, 936, 1016  
online shopping (N) 207  
pensions (A) 158  
posted workers (N) 684  
Prüm Treaty (N) 785  
public sector procurement (A) 357  
Rome II (N) 648  
Rome III (N) 516  
tax fraud measures (N) 756  
tax rules generally (A) 1016  
terrorism measures (A) 15  
trademarks (A) 158  
Treaty of Rome: 50 years (A) 462  
treaty reform (A) 876, 1016, 1390  
war crimes jurisdiction (A) 289

**evidence**  
bad character (A) 358  
child giving (U) 1125  
digital crime scenes (A) 698–700  
hearsay (C) 374  
video links (A) 1391

**Ewert Evans, Nigel**  
HIPs (A) 838–41

**Ewins, Catherine**  
professional negligence update (U) 738–40

**Exall, Gordon**  
civil litigation brief (A) 115–16, 251–2, 386–8, 530–2, 662–4, 798–800, 978–80, 1208–10, 1492–4  
Construction (Design and Management)  
Regulations (A) 1286–8, 1324–5, 1351–2, 1388–9, 1428–9, 1464–5

service of claim forms (A) 1615–16

**exclusive rights**  
actions in tort (N) 542

**expert evidence**  
changing experts during litigation (A) 1524–6  
family proceedings (N) 371  
*Meadow* case (A) 48–50  
personal injury cases (U) 155

**extradition** (N) 308, 343, 409, 545

**face to face**  
Aika Stephenson (A) 900  
Alured Darlington (A) 1172  
Andrew Holroyd (A) 1036  
Cindy Barnett (A) 204  
Des Hudson (A) 476  
Geoffrey Vos (A) 83  
Nigel Dodds (A) 68  
Nigel Riches (A) 340  
Sailesh Mehta (A) 616

**family**  
adoption/special guardianship (U) 692  
ancillary relief practice trends (A) 1450–2  
Australian ancillary relief (U) 692–4  
bankruptcy and matrimonial home (A)(N) 134, 620, 960, 1222–4, 1449, 1572  
beneficial ownership of property (N) 1103  
capital awards for former spouses (N)(U) 1003, 1126  
care orders and immigration legislation (U) 692  
care proceedings, parents with severe learning disabilities (U) 1468  
child support arrears (N) 544  
child support enforcement (N) 373  
Children and Adoption Act 2006 (A) 654–6  
clean break orders (A)(N) 1449, 1452, 1572

cohabitants' property rights (A)(N) 171, 515, 660–1, 1103  
cohabitation, Law Commission proposals (N) 1005  
collaborative law (N) 1275  
committal to prison (N)(U) 409, 1466  
contact (U) 1468  
court's role in public law proceedings (U) 291  
CSA negligence (N) 582, 785  
dispute resolution (C) 758  
divorce settlements (A)(N) 101, 442, 689–90  
domestic violence (A)(C) 1178, 1290–2  
emergency protection orders (U) 291  
equal sharing principle (N)(U) 684, 1126  
EU matrimonial proceedings Regulation (Rome III) (N) 516  
evidence from child (U) 1125  
expert witnesses (N) 371  
family assistance orders (U) 1466  
forced marriages (N) 209, 307, 620, 1538, 1602  
further assessments (U) 1125  
Islamic family law (A) 520–2, 1187–8  
IVF embryos (N) 442  
jurisdiction in divorce case (N) 345, 517  
matrimonial home and bankruptcy (A)(N) 134, 620, 960, 1222–4, 1449, 1572  
matrimonial home and divorce (A) 1514–16  
non-matrimonial property (A)(U) 219, 292  
non-molestation orders (A)(C)(N) 783, 1178, 1484–5  
offshore family trusts (N) 306  
prenuptial agreements (A) 1326–7, 1452  
Public Law Outline (U) 1125  
publicity (U) 291  
relocation abroad (U) 1125

residential assessments (U) 692  
restriction order on child's identity (N) 1076  
Sally Clark (C) 410  
same-sex couples (N) 755  
sexual abuse allegations (C) 102  
shared residence orders (U) 291  
taxation and divorce (A) 14  
update (U) 291–2, 692–4, 1125–6, 1466–8

**fees**

personal guarantees and recovery of fees (A) 51

**Felix** (A) 32, 168, 304, 440, 580, 716, 864, 1000, 1136, 1272, 1408, 1536

**Financial Ombudsman Service** (A) 1518–19

**financial services**

unauthorised investment advice by pension fund (N) 1040

**firearms offences** (A) 632–4

**FitzGibbon, Francis**  
criminal law developments (A) 461, 948, 1289

**Fitzsimmons, Faye**  
prenuptial agreements (A) 1326–7

**Fleming, Kate**  
client meetings (A) 705

**food labelling** (A) 145–6

**Forlin, Gerard**  
corporate manslaughter (A) 1424–6

**Forrest, Jeffrey**  
home information packs (A) 7–8

**Foster, Charles**  
comment (C) 102  
inquests (A) 627–8

**Foster, Timothy**  
letters (L) 4, 172, 1541

**Fox, Simon**  
Mental Health Act 2007 (A) 1320–1  
NHS Redress Act 2006 (A) 414–16

**Francis, Edward**  
commercial law update (U) 363–4

**fraud**  
business fraud (N) 3  
jury trial (N) 371  
sentencing (A)(N) 1103, 1328

**freedom of information**  
curtailment (N) 445  
disclosure of committee minutes (A) 600–1  
EC Regulations (A) 704, 1546

**Freeman, James**  
cohabitants' property rights (A) 660–1

**freezing injunctions**  
(A)(N)(U) 242–4, 363–4, 904, 1160–1, 1252–4

**Friedman, Paul**  
freezing orders (A) 1252–4

**gambling**  
advertising (A)(N) 1076, 1190–1  
Gambling Act 2005 (A) 629–30, 1152–3, 1190–1, 1354–6  
in public houses (A) 1354–6  
'prizes' (A) 1152–3  
problem gambling (N) 173  
restrictions in EU member states (A) 462

**Ganapathy, Vijay**  
asbestos update (U) 1392–6

**Gascoigne, Ian**  
conflicts of jurisdictions (A) 836

**Gatty, Daniel**  
boundary disputes (A) 81

**Geffin, Miles**  
financial provision on divorce (A) 689–90

home information packs (A) 548–54  
practice trends (A) 377–9, 448–50  
professional conduct (A) 1010–12

**Gellert, Marise**  
employers' liability insurance (A) 213–14

**gender equality** (N) 37

**Gilg, Jean-Yves**  
ancillary relief (A) 1450–2  
charity law (A) 962–6  
employment law (A) 1544–5  
environmental protection (A) 910  
home information packs (A) 277–80  
housing law (A) 240–1  
interview with EAT president (A) 1048–9  
legal aid in Sussex (A) 1042–4  
local government (A) 412–13  
regional focus (A) 177–9, 313–15, 484–6, 906–8, 1142–4, 1314–16, 1414–16, 1574–6  
will-making (A) 105–7

**Gillett, Emily**  
Companies Act 2006 (A) 12–13, 54–6, 85–6

**Gillies, Nick**  
costs (A) 596  
disclosure (A) 919

**Glover, Peter**  
child settlements (A) 1463  
comment (C) 938, 1178  
litigation tactics (A) 355

**Gold, Elliott**  
costs (A) 182–4

**Goodman, Michael**  
landlord and tenant (A) 181

**Gordon, Richard**  
judicial review and EC law (A) 10–11

**Graham, Simon**  
Companies Act 2006 (U) 498–500, 1330

**Gray, James**  
bad character evidence (A) 358

**Greenish, Damian**  
landlord and tenant (A) 1418–20

**Gregory, Fiona**  
conveyancing (A) 760–2

**group litigation orders**  
(A) 1008–9

**guilty pleas** (A) 846–8

**Habershon, Helen**  
ancillary relief (A) 219

**Handley, Victoria**  
health and safety (A) 778, 916–18, 1056–7

**Hanna, Frank**  
mediation (A) 316

**Hannibal, Martin**  
criminal justice system (A) 1294–5

**harassment** (A) 909

**Hardaker, Rita**  
disability equality (A) 188

**Harrison, Richard**  
retainers (A) 1212

**Hart, Helen**  
data protection (A) 764

**Hasan, Ibrahim**  
employee surveillance (A) 658–9

**health and safety**  
acoustic shock (A) 916–18  
Construction Design and Management Regulations (A) 286–7, 1286–8, 1324–5, 1351–2, 1388–9, 1428–9, 1464–5  
corporate manslaughter fines (N) 1540  
EC Directive (A) 876  
employers' liability (A) 213–14  
noise at work (A) 778, 1056–7

**healthcare**  
compensation for hospital infection victims (N) 1312  
EU arrangements (A) 247  
Health and Social Care Bill (N) 1475  
regulatory tribunals (A) 1110–12

**Heller, Steven**  
trusts (A) 221–2

**Henriques, Jack**  
benefit fraud (A) 976

**heritage conservation**  
white paper (N) 345

**Hewitt, David**  
Mental Capacity Act 2005 (A) 353–4

**Hewson, Barbara**  
employment law and human rights (A) 380–2

**Hobhouse, Helen**  
taxation (A) 1091–2

**Hollington, Robin**  
Companies Act 2006 (A) 12–13, 54–6, 85–6

**Holroyd, Andrew**  
face to face (A) 1036  
legal aid contracts (C) 310

**home information packs**  
efficacy (A) 7–8, 377  
first 100 days (A) 1554–6  
joint provision of services (N) 1039  
launch (N) 756  
overview (A) 277–80, 548–54  
regulations (N) 756  
under Gordon Brown (A) 838–41

**homelessness**  
*see housing*

**hospitals**  
conditional discharges (A) 82

**House of Lords**  
leapfrog appeals (N) 646

**housing**  
Calcutt review (N) 1508  
green paper (N) 959

**housing benefit** (U) 256

**housing law**  
2007 in perspective (A) 1577  
ASBOs (A)(U) 241, 255–6, 1267  
conversion into multiple units (A) 1584–5  
disability discrimination (U) 256, 1267  
homelessness (A)(U) 240, 256, 666, 1232–3, 1580–2  
human rights (A)(U) 241, 1267, 1582  
possession proceedings (A)(N)(U) 240–1, 255, 1475, 1578  
practice trends (A) 240–1  
right to buy (U) 668, 1580  
security of tenure (U) 668, 1266  
succession to council tenancy (N) 618  
suitable alternative accommodation (N)(U) 1447, 1578  
tenancy status (U) 1580  
terms of tenancy (U) 1266  
tolerated trespass (U) 666  
under-occupancy by successor (N)(U) 1447, 1578  
update (U) 255–6, 666–8, 1232–3, 1266–7, 1578–82

**human rights**  
adverse possession of land (N) 1176  
application of HRA 1998 to overseas cases (N) 754  
compulsory purchase orders (U) 1619–21  
DNA sample retention (N) 1539  
education (N)(U) 58, 1449  
employment law (A) 380–2  
exclusion from school (N) 1449  
fingerprints retention (N) 1539  
guilty pleas (A) 848  
housing law (A)(U) 241, 1267, 1582  
immigration cases (U) 230  
IVF embryos (N) 442  
local government (U) 428, 954  
marriage legislation (N) 682

monitoring of personal communications (N) 443  
parole hearing delays (A) 730  
political protests (A) 215  
private care homes as public authorities (A)(N)(U) 14, 72, 173, 428, 668, 782, 872–4, 952–4  
restriction order on child's identity (N) 1076  
statute-barred claims (A) 942–3  
terrorism (N) 101  
UK forces in Iraq and ECHR (N) 478  
video link evidence (A) 1391  
witness anonymity (N) 1002

**Human Fertilisation and Embryology Bill** (N) 1448

**Human Tissue and Embryos Bill** (N) 647

**Hunjan, Satinder**  
NHS Redress Act 2006 (A) 414–16

**Hunting Act 2004** (N) 1509, 1541

**Hurst, Ashley**  
privacy (A) 876–7

**Hyams, Oliver**  
education law (A)(U) 58–9, 488–9

**immigration and asylum**  
appeal tribunals (N) 370  
care orders (U) 692  
Darfuri refugees (N) 1476  
deportation of murderer (N) 1412  
detention pending deportation (N) 517  
Hague Convention on Child Abduction (N) 1573  
historical facts irrelevant (N) 1604  
legal aid cutbacks (N) 784  
representation for asylum seekers (A) 461  
update (U) 228–30, 1095–8

**information technology**  
*see also internet*

case management systems (A) 141–4  
e-conveyancing (A) 1380–2  
legal issues (A) 1214–15  
SJ survey of legal profession (N) 235  
training (A) 652  
update (U) 1216–20

**inquests** (A) 627–8

**insolvency**  
construction contracts (N) 544  
individual bankruptcies (N) 1139  
individual voluntary arrangements (N) 582  
matrimonial home (A)(N) 134, 620, 960, 1222–4, 1449, 1572  
Powerhouse CVA (A)(N)(U) 379, 584, 702, 921  
receivers' fees (N) 172  
update (U) 500, 1332–4

**insurance**

brokers' negligence (A) 1610–12  
cost of car hire (N) 1177  
employers' liability insurance (A)(N) 70, 213–14  
managerial liability (A) 884–6  
MIB liability (N) 236  
professional indemnity insurance (A) 790–2  
sexual orientation discrimination (N) 1104

**intellectual property**

*Da Vinci Code* copyright case (N) 71  
Dyson vacuum cleaner trade mark (A) 158  
'Elle' trade mark case (N) 173  
foodstuffs trade marks of origin (N) 1139  
patent infringement, disclosure of documents (U) 1160  
repackaging (U) 1218  
sound marks (N) 1412  
'Special Effects' trade mark case (N) 101  
Tarzan's jungle cry (N) 1412  
update (U) 1216–20

'Waterford' trade mark case (N) 755  
YouTube copyright infringement suit (N) 585

**interception of communications**  
royal household targeted (N) 136

**interest payments**  
recovery (A)(N) 934, 1046–7, 1084–5, 1102

**internet**  
more policing needed (N) 1075  
online shopping, EU proposals (N) 207

**Iraq war**  
detention of dual national (N) 1376  
protests against (A) 53, 215  
responsibility for UK troops' actions (N) 1570  
UK forces and ECHR (N) 478

**Isaacson, Shlomi**  
data protection (A) 1558–60

**Islamic family law** (A) 520–2, 1187–8

**Jackson, Claire**  
commercial law update (U) 1160–2

**Jackson, David**  
housing law (A) 1584–5

**Jennings, Peter**  
defamation (A) 696–7

**Johnson, Clara**  
wrongful dismissal (A) 90

**Jones, Gregory**  
planning and environment update (U) 328–30, 1194–8

**Jordan, Robert**  
comment (C) 1078, 1606

**judicial appointments**  
list (N) 271

**judicial review**  
and EC law (A) 10–11

**judiciary**  
accommodation costs (N) 307  
gender equality (N) 37  
keeping it the best in the world (C) 446  
no return to practice (N) 1410  
racist remarks by judge (N) 1476  
training (A) 88

**juries**  
police/CPS solicitors as jurors (A) 1462

**Kehoe, Nick**  
practice management (A) 460, 1015

**Kendrick, Rupert**  
IT and the legal profession (A) 141–4

**Killin, Julian**  
retainers (A) 1212

**Kingston, Suzanne**  
prenuptial agreements (A) 1326–7

**Kruse, John**  
bailiff laws (A) 1088–9

**land**  
*see also property*  
adverse possession (N) 1176  
compulsory purchase update (U) 1619–21  
parking rights (A) 1478–80  
rights of way (A)(N) 389, 782, 912–13  
searches of commons register (N) 445  
trespass (A) 1548–9

**land register**  
alteration (A) 1052–4  
unilateral notices (A) 1562–3

**landlord and tenant**  
alienation (U) 391–2  
assignment (U) 921  
assured tenancies (U) 668  
break options (U) 392, 921  
business tenancies (U) 392, 921  
Commercial Lease Code (A)(N) 444, 734–6, 1080–1  
default by tenant (A) 181  
disability discrimination (A)(U) 256, 1258  
enfranchisement (A) 1418–20  
enlargement of lease as disposal (N) 408  
fixed costs in possession claims (A) 524–5  
forfeiture (U) 392  
guarantees by parent company (U) 921  
houses in multiple occupation (A) 1114–16  
mitigation of loss by landlord (A) 181  
quiet enjoyment (U) 391, 1496  
rent arrears (A)(N)(U) 344, 379, 390  
rent reviews (N)(U) 390–1, 515, 668, 920, 1496  
repairs (U) 391, 920, 1497  
service charge code of practice (A) 377, 494  
service charges (A)(U) 390, 494, 920  
succession to council tenancy (N) 618  
surrender agreements (U) 1497  
tenancy deposit schemes (A) 377, 451–2, 668  
update (U) 390–2, 920–1, 1496–7

**Langleben, Alan**  
comment (C) 650

**Laver, Nicola**  
conveyancing (A) 1180–2

**Law Society**  
interview with chief executive (A) 476  
interview with president (A) 1036

**Law Society Charity**  
interview with chair (A) 68

**Lawson, Richard**  
bank charges (A) 968–9  
breach of contract (A) 770–1  
Consumer Credit Act 2006 (A) 245–6

Gambling Act 2005 (A) 1152–3  
prize draws (A) 559  
unfair commercial practices (A) 1122–4

**Leason, Bill**  
Mental Capacity Act 2005 (A) 353–4

**Leeds Legal marketing project** (A) 36

**legal aid**  
best value tendering (A) 1280–2  
contracts (C)(N) 270, 309, 310, 346, 406, 880–1, 1002, 1075, 1140, 1410, 1538, 1570  
deserts (N) 343  
face-to-face legal service (L)(N) 1311, 377  
firms in North-east England (A) 313–15  
general criminal contract (N) 1140, 1410  
immigration work, cutbacks (N) 784  
industrial action (N) 207  
judicial review of proposals (N) 960, 1002, 1538  
Legal Aid Lawyer of the Year (A) 1172  
means testing (N) 1238  
mental health work (N) 1241  
models and strategies post-Carter (A)(N) 1042–4, 1074  
opportunities (A)(N) 880–1, 1276–7  
opposition to reforms (N) 36, 99, 172, 207, 514, 543, 821, 960, 1002, 1140, 1477  
peer reviews (N) 1570  
Specialist Support Services (N) 1603  
very high cost cases (N) 719  
Young Solicitor Legal Aid Lawyer of the Year (A) 900

**Legal Complaints Service** (N) 71

**legal disciplinary practices** (N) 1509

**legal profession**

*see also* **practice**

**management**

business management rule (A) 788  
City news (N) 5  
client dissatisfaction (N) 1541  
credit crunch (N) 1506  
direct action (L) 37  
East Anglia regional focus (A) 722–4  
East Midlands regional focus (A)(C) 482, 484–6  
fees (N) 1241  
gender equality (N) 37  
Greater London regional focus (A) 1314–16  
hope for the future (C) 1542  
implications of Legal Services Bill (A)(C) 40, 138  
Kent regional focus (A) 906–8  
North East regional focus, legal aid (A) 313–15  
North West regional focus (A) 1414–16  
overcapacity and polarisation (A) 152–3  
personnel moves (N) 5, 272  
profits (N) 408, 1506  
qualifying as a solicitor, new procedures (N) 719  
recruitment (A) 945  
retainers (A) 1212  
risk management (A) 1010–12  
Solicitors Code of Conduct 2007 (A)(C) 546, 786–8, 870, 1010–12  
South West regional focus (A) 1142–4  
Sustainable Communities Bill (N) 685  
Thames Valley regional focus (A) 1574–6  
*Top Legal Employers* guide (N) 1338  
value-based fees (N) 1241  
West Midlands regional focus (A)(C) 174, 177–9  
Yorkshire regional focus (A) 42–4

**Legal Services Bill/Act**

alternatives business structures (N) 1004, 1374  
misgivings (A)(C) 40, 179, 1242

opportunities (N) 1374–5  
reassurance for High Street firms (C) 138  
small and medium-sized firms (A)(N) 1206–7, 1276–7, 1374–5

**Legal Services Board**

appointments (N) 34

**legislation**

ancient statutes (C) 1006  
Bills before Parliament (N) 208, 481, 1141  
commencements (N) 1105

**Leonard, Robert**

alteration of land registers (A) 1052–4

**Lewis, Daniel**

mortgage shortfall claims (A) 1486–8

**liability and blameworthiness**

comment (C) 650

**libel**

update (U) 802–3, 820

**licensing**

fee increases (N) 136  
update (U) 774–6  
Violent Crime Reduction Act 2006 (A) 248–9

**Liebeck, David**

comment (C) 650

**Light, Roy**

Gambling Act 2005 (A) 629–30, 1354–6  
licensing update (U) 774–6

**limitation**

personal injury (U) 155, 566  
specific performance of contract (U) 363  
vaccine suit (N) 1274

**litigation**

admissions of liability (C) 622  
amendment of parties (A) 978–80  
appeals against decisions of fact (A) 664  
case management (C) 758  
child settlements (A) 1463

**civil litigation brief (A)**

115–16, 251–2, 386–8, 530–2, 662–4, 798–800, 978–80, 1208–10, 1492–4  
consent orders (A) 79  
CPR update (A)(N) 342, 1208–10, 1329

disclosure (A) 919

group litigation orders (A) 1008–9

interviewing witnesses (A) 326

Part 36 offers / payments (A) 115–16, 251–2, 386–8, 530–2, 834–5, 882

photographs and sketch plans at trial (A) 662–4  
pre-action admissions (A) 115

pre-action protocols (C) 1606

rights of audience (A) 114  
service of claim forms (A) 46–7, 1615–16

statute-barred claims (A)(N) 866, 942–3

substitution of parties (A)(N) 903, 978–80

support, focus (issue 33)  
tactics (A) 355

third party funding (A) 1459–61

unless orders (A)(N) 649, 798–800

withdrawal of lawyers from case (A) 1423

Woolf reforms (C) 1078

**local government**

bias / pre-determination (U) 952

code of conduct (U) 426–8, 950–2

compact agreements (N) 1447

decision-making (U) 428  
human rights (U) 428, 954

new Bill / Act (A)(N)(U) 412–13, 425–6, 1311, 1529–30

‘ordinary residence’ (A) 1146–8

practice trends (A) 412–13

single-tier authorities (N) 1311

update (U) 425–8, 950–4, 1529–30

waste contract, disclosure (N) 1539

**Local Government and Public Involvement in**

**Health Act 2007 (A)(U)** 412–13, 425–6, 1311, 1529–30

**Lush, Denzil** mental capacity (A) 1118–19

**Mackenzie, Jock** clinical negligence and PI update (U) 155–6, 562–4, 1028–32, 1396

**Mackie, Jeannie** behind bars (A) 96, 171, 232, 368, 512, 644, 780, 932, 1072, 1336, 1472, 1600  
criminal law developments (A) 189, 598, 1082, 1423

**Magistrates' Association** interview with chairman (A) 204

**magistrates' courts** means testing (N) 1238 streamlined procedures (N) 273

**Maharaj, Meera** personal injury update (U) 155–6, 564–6

**Manley, Katy** comment (C) 1482 professional negligence (A) 48–50

**manslaughter** causation, drug dealer (A)(N) 1340, 1588 corporate manslaughter (A)(N) 171, 1424–6, 1540

**Marine, Olya** probate (A) 1156–8

**marriage** approval of Secretary of State (N) 682 ECHR Article 12 (N) 682 forced marriages (N) 209, 307, 620, 1538, 1602 validity of foreign marriage (A) 186–7

**Martin, John** landlord and tenant (A) 494, 1080–1

**McAleavey, Catherine** wills, probate and trusts update (U) 117–120, 602–6, 992–6

**McDermott, Michelle** matrimonial home and divorce (A) 1514–16

**McIntosh, Milton** landlord and tenant update (U) 390–2, 920–1, 1496–7

**McKee, Elish** harassment (A) 909

**McManus, Joe** compensation reform (A) 794

**McMullen, Janice** expert witnesses (A) 1524–6

**Mcnamara, Eamonn** contract (A) 946–7 fiduciary duties (A) 1490–1

**mediation** *see alternative dispute resolution*

**medico-legal** conditional discharge from hospital (A) 82 IVF embryos (N) 442 patients in a permanent vegetative state (A) 217–18, 424

**Mehta, Sailesh** face to face (A) 616

**Mental Capacity Act 2005 (A)(N)** 349–51, 353–4, 1118–19, 1204, 1520–1

**Mental Health Act 1983** guardianship/care provisions (A) 624–6 leave to bring proceedings (A)(N) 866, 942–3

**Mental Health Act 2007 (N)** 235, 273, 1320–1

**Metzer, Anthony** criminal law developments (A) 53

**Michaelson, Justin** group litigation orders (A) 1008–9

**Mildred, Paul** comment (C) 210

**miners' compensation (N)** 867, 936

**Ministry of Justice (N)** 444, 582

**miscarriages of justice** costs under compensation scheme (N) 819

**money laundering** new regulations (A)(N) 370, 718, 1348–50, 1385–6, 1571 reporting requirements (N) 820

**Moore, Roderick** stress at work (A) 383–5

**Moreton, Caroline** environmental impact assessments (A) 108

**Morris, Fenella** Mental Health Act 1983 (A) 624–6

**mortgage arrears** repayment, detriment and (N) 543

**mortgage shortfall claims (A)** 1486–8

**Mountford, Lisa** criminal justice system (A) 1294–5

**NHS Redress Act 2006 (A)** 414–16

**National Assistance Act 1948** 'ordinary residence' (A) 1146–8

**National Minimum Wage** utility payments by employees (N) 237

**Naughton, Lianne** civil litigation (A) 834–5

**Nock, RS**  
property taxes (A) 322–3

**nuisance**  
*Rylands v Fletcher* (A) 796–7

**Nunn, Stephen**  
letter (L) 37

**Office of Legal Complaints**  
consumer complaints (N) 36

**Oliver, Adrian**  
statute-barred claims (A) 942–3

**O'Rourke, Raymond**  
bird flu (A) 238  
food labelling (A) 145–6

**Ostrin, Anthony**  
guilty pleas (A) 846–8

**Otton-Goulder, Catharine**  
unjust enrichment (A) 1084–5

**Owston, Penny**  
legal aid (A) 880–1

**PACE update** (U) 91–2

**Panesar, Deshpal**  
discrimination burden of proof (A) 1512

**parcel delivery**  
contract of carriage (N) 618

**Parkin, Elise**  
mediation and privilege (A) 319

**parole**  
delays in hearings (A) 730

**Parole Board**  
independence (N) 1140

**Parr, Rosie**  
community interest companies (A) 226–7

**Parsons, Andrew**  
discharge from hospital (A) 82

**Partington, Sara**  
freezing injunctions (A) 242–4  
mediation and privilege (A) 319  
recovery of fees (A) 51

**Passmore, Crispin**  
letter (L) 1377

**Paterson, Alan**  
Leeds Legal marketing project (A) 36

**Pavey, James**  
Animal Welfare Act 2006 (A) 421–2, 457–8  
fixed costs in possession claims (A) 524–5

**Pawlowski, Mark**  
consumer protection (A) 914–15  
trespass (A) 1548–9

**Peacock, Nicholas**  
healthcare regulatory tribunals (A) 1110–12

**Pearlman, JJ**  
rights of way (A) 912–13

**Pearson, Gavin**  
confiscation orders (A) 592–3

**pensions**  
age discrimination (N) 1313  
corporate provision (A) 972–4  
drafting errors (N) 1605  
final salary (N) 207  
full payment (A) 158

**Pereira, James**  
compulsory purchase update (U) 1619–21

**personal injury**  
Animals Act 1971 (A) 490  
asbestos (L)(N)(U) 99, 236, 272, 372, 443, 566, 1310, 1339, 1392–6  
Code for Tracing Former Employers' Liability (N) 70  
conditional fees (A)(U) 155, 450  
Construction (Design and Management) Regulations (A) 286–7,

1286–8, 1324–5, 1351–2, 1388–9, 1428–9, 1464–5  
Criminal Injuries Compensation Authority (N) 1077  
employers' liability  
compulsory insurance (N) 70  
*ex turpi causa* (U) 1032  
expert evidence (U) 155  
fast track limit (N) 937  
Fatal Accidents Act 1976 claims (A) 1492–4  
fixed fees for reports (N) 621  
fixed recoverable costs (N) 937  
fixed time periods for prosecutions (N) 937  
focus (issue 14)  
hospital infection victims (N) 1312  
limitation (U) 155, 566  
local authority assistance (A) 528–9  
MIB compensation, diesel spill death (N) 1411  
MIB liability (U) 564  
Ogden Tables (N) 584  
periodical payments (A) 453–4  
practice trends (A) 448–50  
pre-action disclosure (A) 284–5  
regulation of claims  
management services (A) 450  
review of claims process (A) 448–50  
Rome II (N) 648  
small claims limit (N) 517  
success fees (U) 1032  
untraced drivers (U) 1032  
update (U) 155, 564–6, 1032–4

**Petchey, Philip**  
planning (A) 768–9

**planning**  
Bill (N) 1506  
noise (U) 1194–6  
planning and environment update (U) 328–30, 1194–8  
public consultations (A) 496–7  
reasons for decisions (N) 372  
reforms (A)(N) 649, 768–9

relationship between planning and other regimes (U) 1196–8

**Police and Criminal Evidence Act**  
review (A) 1289  
update (U) 91–2

**police station duty scheme** (N) 545

**political protest**  
right to (A) 53  
unauthorised (N) 100

**Pollack, Adam**  
group litigation orders (A) 1008–9

**Poster, Robert**  
charities (A) 830–2

**practice management**  
client meetings (A) 705  
marketing (A) 460, 1284–5  
marketing of private client services (A) 1244–5  
mergers and acquisitions as way forward (A) 152–3  
paperless online office (C) 6  
planning and rationalisation (A) 1015  
recruitment (A) 945  
reputation/referrer/relationship management (A) 1244–5  
services development (A) 1284–5  
strategic planning (A) 288  
working capital (A) 526

**preparatory hearings** (A) 360

**pre-sentence reports** (C) 374

**Press Complaints Commission**  
undercover news gathering, recommendations (N) 648

**Preston, Dominic**  
housing law update (U) 255–6, 666–8, 1232–3, 1266–7, 1578–82

**prisons**  
last resort (A)(N) 237, 327  
recall for breach of licence (N) 309

**privacy**  
employee surveillance (A) 658–9  
*Hello v OK!* (A) 876–7  
Kate Middleton (N) 35  
restriction order on child's identity (N) 1076  
update (U) 802–3, 820

**Private Finance Initiative** (A) 356

**privilege**  
in-house lawyers (A)(N) 869, 1177, 1256  
mediation documents (A) 319

**prize draws** (A) 559

**pro bono**  
joint project (N) 1446  
representation costs (N) 514

**professional indemnity insurance** (A) 790–2

**professional negligence**  
causation (N) 1239  
claims against solicitors (A) 324–5  
insurance brokers (A) 1610–12  
*Meadow* case (A) 48–50  
update (U) 738–40, 1590–1

**property**  
*see also land*  
capital allowances (A) 150  
focus (issue 47)  
housing market (N) 1139  
leaseholder  
enfranchisement (A) 57  
possession orders (A) 558  
practice trends (A) 377–9  
repairs to churches (N) 171  
right to light (A) 417–19

**provocation** (A) 594–5

**public defender service** (N) 36

**public sector procurement** (A) 356–7

**Purnell, James**  
consumer protection (A) 1120

**race discrimination**  
by political parties (N) 1509  
wearing of religious bracelet at school (N) 1449

**racial abuse** (N) 308

**racial bias**  
firms' closures by SRA (N) 1339

**Radom, Michelle**  
freezing orders (A) 1252–4

**rape**  
consent (A)(N) 407, 636  
procedural reforms (N) 135

**Ratcliffe, Frances**  
consumer credit (A) 557  
consumer protection (A) 1150–1

**Redpath-Stevens, Alastair**  
landlord and tenant (A) 1114–16

**Rees, Natasha**  
leaseholder  
enfranchisement (A) 57

**referral fees**  
enforcement of rules (C)(L)(N) 135, 172, 272, 546  
letters (L) 4, 172, 1541

**restitution**  
*Sempra Metals* case (A)(N) 934, 1046–7, 1084–5, 1102

**Rhodes, David**  
criminal law  
developments (A) 327, 730, 1154, 1588

**Riches, Nigel**  
face to face (A) 340

**Richmond, Tim**  
practice management (A) 288

**rights of audience**  
unqualified practitioners (A) 114

**Riley, Dave**  
insurance (A) 884–6

**risk management** (A) 1010–12

**road traffic**  
causing death (C) 1106  
Criminal Injuries  
Compensation Authority (N) 1077  
medical reports in accident claims (N) 621  
MIB compensation, diesel spill death (N) 1411  
Rome II (N) 1341  
success fees in accident claims (N) 621  
update (U) 534–6

**Roe, Tony**  
foreign marriages (A) 186–7

**Rollin, Aron**  
comment (C) 374

**Ross, James**  
costs (A) 944

**Rule, Philip**  
ASBOs (A) 151  
confiscation orders (A) 1184

**Russell, Hélène**  
investigative interviewing (A) 326

**Ryan, Tim**  
Animal Welfare Act 2006 (A) 421–2, 457–8  
firearms offences (A) 632–4

**Salter, Michael**  
non-molestation orders (A) 1484–5  
smoking (A) 560–1, 728–9  
Treasure Trove etc (A) 1018–19

**Sanders, Catherine**  
wills, probate and trusts update (U) 117–120, 602–6, 1360–2

**Sauter, Ed**  
money laundering (A) 1348–50, 1385–6

**Schmitz, Stefan**  
renewable energy (A) 1108–9

**Schofield, James**  
children in need (A) 1430

**Scorer, Richard**  
disability equality (A) 188

**self-incrimination** (A) 1014

**sentencing**  
bail offences (A)(N) 682, 772, 1617  
causing death by careless driving (A) 224  
causing death by dangerous driving (C) 180  
corporate manslaughter (N) 1540  
dangerousness (U) 1442  
failure to attend court (A) 1617  
firearms offences (A) 632–4  
fraud (A)(N) 1103, 1328  
guidelines (U) 1440–2  
indeterminate sentences for public protection (IPPs) (A) 948, 1154  
'Making Sentencing Clearer' consultation (N) 70  
maximum sentences (C) 180  
'offences taken into consideration' (A) 492  
update (U) 1440–2

**Serious Crime Bill** (N) 98

**Serious Organised Crime Agency**  
approach to carrying out functions (N) 585

**sexual offences**  
cross-examination (C) 102

**sexual orientation discrimination**  
claims (N) 234, 273  
faith-based exemptions (N) 99, 135, 683  
insurance exemptions (N) 1104

**Shapiro, David**  
mediation (A) 1550–2

**Sharpley, Mark**  
working capital (A) 526

**Shaw, Keith**  
right to light (A) 417–19

**Shearer, Amanda**  
after the event insurance (A) 76

**Shepherd, Jim**  
housing law update (U) 255–6, 666–8, 1232–3, 1266–7, 1578–82

**Sidkin, Stephen**  
agency (A) 493, 940–1

**Simmons, Spencer**  
company payments (A) 970–1

**Singleton, Susan**  
data protection (A) 1608–9  
IT and intellectual property update (U) 1216–20

**Slater, Simon**  
practice management (A) 152–3

**Smith, Antony**  
costs (A) 596

**smoking**  
Health Act 2006 (A) 560–1, 728–9  
minimum age for buying cigarettes (N) 4

**Society of Asian Lawyers**  
interview with chairman (A) 616

**Solicitors Code of Conduct 2007** (A)(C) 546, 786–8, 870, 1010–12

**Solicitors Compensation Fund**  
recovery of payouts (N) 1040

**Solicitors' Disciplinary Tribunal**  
decision overturned (N) 343

**South Africa**  
columnist's experiences (C) 274

**Stanley, Paul**  
European briefing (A) 15, 158, 289, 462, 569, 704, 878, 1016, 1256, 1390, 1546

**Stanyer, Ann**  
probate practice (A) 17–20  
sealed wills (A) 732–3

**Statute of Westminster 1275** (C) 1006

**Steinert, Jonathan**  
land registry notices (A) 1562–3

**Stephenson, Aika**  
face to face (A) 900

**Stothard, Clare**  
possession orders (A) 558

**Sustainable Communities Bill** (N) 685

**Sutton, Mark**  
discrimination burden of proof (A) 1512

**Tain, Paul**  
judicial training (A) 88  
jury service (A) 1462  
preparatory hearings (A) 360  
rape (A) 636  
sentencing (A) 224, 492, 772, 1193, 1328, 1617

**tales from practice** (A) 132, 268, 404, 540, 680, 816, 956, 1100, 1236, 1372, 1504, 1624

**Tasso, Kim**  
legal profession (A) 1206–7, 1244–5, 1284–5

**taxation**  
agricultural property (U) 191–2  
*Arctic Systems* case (N)(U) 718, 958, 1270, 1360  
Budget 2007 (U) 463–4  
capital allowances (A) 150  
capital gains tax (U) 1360  
depreciation of capital assets (N) 407  
divorce settlements (A) 1454  
double taxation  
agreements (N) 646  
duty of care of tax authorities (N) 1376  
EU rules (A) 1016  
family businesses (N)(U) 718, 958, 1270  
Finance Bill 2007 (U) 888–9  
fraud, EU measures (N) 756  
inheritance tax changes (A)(U) 1344–6, 1360  
interest, recovery (A)(N) 934, 1046–7, 1084–5, 1102  
offshore disclosure (A)(C)(N) 309, 843–4, 1342  
principal private residence election (A) 1278  
provisionally exempt transfers (A) 1091–2  
residency rules (A) 112  
*Sempra Metals* case (A)(N) 934, 1046–7, 1084–5, 1102  
share capital (A) 462  
stamp duty land tax (A) 322–3  
thin capitalisation rules (N) 372  
update (U) 22–3, 463–4, 888–9, 1270–1  
VAT. *See value added tax*

**Taylor, David**  
family update (U) 291–2

**Tench, Dan**  
privacy (A) 876–7

**Tenant, Michael**  
comment (C) 518, 758, 1329

**terrorism**  
control orders (N) 1375  
definition (N) 371  
freezing of assets (N) 902  
human rights (N) 101

proscribed organisations (A) 15  
regime change and (N) 137

**Thomas, Clive**  
domestic violence (A) 1290–2  
service of claim forms (A) 46–7

**Thomas, David**  
animal testing (A) 1246

**Thornton, Justine**  
planning law (A) 496–7

**Titheridge, David**  
hi-tech crime (A) 698–700

**Toczek, Laurie**  
provocation (A) 594–5

**tort**  
exclusive rights (N) 542

**Towler, Andrew**  
regional spotlights (A) 42–4

**trainee solicitors**  
minimum salary (N) 720

**training contracts**  
new arrangements (N) 719

**Treasure Trove** (A) 1018–19

**Trent, Monty**  
comment (C) 622  
consent orders (A) 79

**Tribunals, Courts and Enforcement Act 2007** (A) 1088–9

**trusts**  
taxation changes (A) 221–2  
unjust enrichment (A) 804–5  
wills, probate and trusts update (U) 117–120, 602–6, 1360–2

**Turle, Marcus**  
freedom of information (A) 600–1

**Twomey, Michael**  
contract (A) 946–7

# Index Vol 151

---

fiduciary duties (A) 1490–1

**Underwood, Kerry**  
comment (C) 6, 138, 274, 446, 546, 686, 870, 1006, 1106, 1242, 1378, 1542

**unless orders**  
sanctions for breach (A)(N) 649, 798–800

**value added tax**  
auctioning of telecoms licences (N) 819  
bounced cheques (N) 1102  
consideration for services (N) 408  
lap dancers (N) 409  
'missing trader' fraud (N) 721  
refund when levied in error (N) 1605  
registration delays (U) 1271  
'reverse charge' procedure (N) 373, 721  
unjust enrichment (N) 1605

**Vasmer, Rachael**  
comment (C) 586–8

**very high cost cases**  
conflicts of interest etc (N) 719

**Vos, Geoffrey**  
face to face (A) 83

**Wales**  
access to justice in rural areas (C) 586–8

**Wallis, Tim**  
comment (C) 822

**Ward, James**  
recovery of fees (A) 51

**wasted costs orders** (A) 189

**Wayte, Ruth**  
comment (C) 346

**Webb, Henry**  
trusts (A) 804–5

**welfare benefits**  
changes of circumstances (A) 976

**Wembley Stadium**  
litigation (N) 373

**Whincup, Michael**  
contractual terms (A) 590–1

**Whiscombe, David**  
taxation (A) 112

**Whitehead, Simon**  
law of restitution (A) 1046–7

**wig-wearing** (N) 37

**Wild, Geoff**  
recruitment (A) 945

**Willis, Mike**  
Legal Services Bill (A) 40

**wills and probate**  
applications for grants *ad colligenda bona* (A) 1156–8

chattels (A) 17–20  
sealed wills of Royal Family members (A) 732–3  
will-making trends (A) 105–7

**wills, probate and trusts**  
Standard Life enters market (N) 1004  
update (U) 117–120, 602–6, 992–6, 1360–2

**Wilson, Martin**  
taxation (A) 150

**Wilson, Michael J**  
Financial Ombudsman Service (A) 1518–19  
professional indemnity insurance (A) 790–2

**witness anonymity** (N) 1002

**Wolstenholme, Helen**  
employment law (A) 148–9

**women solicitors** (A) 1510–11

**wrongful imprisonment**  
compensation (N) 342

**Young, David**  
taxation and divorce (A) 1454

**Zimbabwe**  
rule of law (A) 752