



# WHAT ON EARTH IS GOING ON? CAPACITY TO LITIGATE IN CIVIL PROCEEDINGS

WEDNESDAY 30 OCTOBER, 6.30PM | THE LAMB

94 Lamb's Conduit Street, Bloomsbury, London WCIN 3LZ

Continuing Competence: I hour

# WHAT ON EARTH IS GOING ON?

## CAPACITY TO LITIGATE IN CIVIL PROCEEDINGS

At this informal event, junior members of Chambers discuss how to deal with litigants who lack capacity across the spectrum of civil litigation. Topics will include:

- When does someone lack capacity to litigate?
- Litigation Friends and the procedural rules
- Authorisation to act from the Court of Protection
- Compromising civil claims involving protected parties

### **CHAIRED BY**

James Poole

#### **SPEAKERS**

Naomi Winston | James Egan

#### DATE

Wednesday 30 October 2019

## **START TIME**

6.30pm

## **VENUE**

The Lamb, 94 Lamb's Conduit Street, Bloomsbury, London WCIN 3LZ

# WHO SHOULD ATTEND

All junior practitioners wishing to develop their knowledge of litigation

#### **BOOKING**

Please email tonisansom@tenoldsquare.com to secure your place.

# **SPEAKERS PROFILES**

#### lames Poole

James has a busy and successful Chancery and Commercial practice, and has quickly built up a strong following at a number of leading firms. His largely contentious practice spans the full spectrum of Chambers' work, and focuses on: trust, inheritance and probate issues; partnership and company disputes; property and Landlord and Tenant matters; and Court of Protection work. He has regularly encountered issues regarding capacity in relation to both his own clients and opponents. James is equally comfortable being instructed in English and Bislama, and eagerly awaits his first set of instructions in the latter language.



#### Naomi Winston

Naomi's practice focuses on partnership, Court of Protection and probate matters. She regularly acts for and advises both firms and individual members or partners across a wide range of partnerships from solicitors and accountancy firms to investment banking consultancies and private equity firms to medical practices, farming partnerships and property partnerships. She has significant experience of advising managing partners on internal issues and also of drafting partnership and members' agreements, retirement deeds and other related documents both in England & Wales and outside of the jurisdiction. She is frequently instructed by the Official Solicitor as well as by solicitors in private practice on Court of Protection property and affairs matters and often deals with contentious probate, family provision claims and administration claims. Naomi has particular expertise in dealing with those estates or trusts which contain an interest in or assets of a partnership.



"Extremely bright with a deep and detailed knowledge of all things partnership and LLP, she brings huge enthusiasm and energy to all her cases."

"Has displayed a very clear picture of her expertise in this area and is extremely client-friendly." Chambers UK 2019, Partnership.

## James Egan

James's practice has seen him instructed across the full range of Chambers' commercial, chancery and private client work. He has a wealth of advocacy experience and has been instructed to represent clients in the County Court (small claims, fast track, and multi-track), in the Family Court as specialist chancery counsel within matrimonial proceedings, and in the High Court for both trials and applications. James has also been instructed in a number of sensitive civil claims involving vulnerable parties with mental capacity issues and is therefore familiar with the procedures set out in Part 21 of the Civil Procedure Rules and/or the Insolvency Rules 12.23-12.25.

