



Navigating recent legal and regulatory developments to establish or refute liability and mitigate risk

Travel & Tourism Law



Wednesday 27 June 2012

Central London

Attending this timely event will enable you to:

- Discuss **jurisdictional and choice of law issues** in holiday claims post *Homawoo*
- Consider the future of the **Package Travel Directive** and liability of tour operators for a wide variety of claims
- Assess the widening scope and practicalities of **ATOL reform**
- Understand the application and exclusivity of the **Athens Convention** and **EU Passenger Liability Regulation**
- Examine the law on compensation for holiday and flight **cancellations and delays**
- Gain an overview of **industry hot topics** and a forecast of future developments with experts from leading tour operators

Chaired by:

Matthew Chapman, 1 Chancery Lane

Industry perspectives:

Andy Cooper, Thomas Cook Group

David Moesli, Civil Aviation Authority

Kate Jennings, UK Department for Transport

Other expert speakers:

James Dingemans QC, 3 Hare Court

Gerard McDermott QC, Outer Temple Chambers

Alex Padfield, Hextalls Ltd

Claire Mulligan, Plexus Law

Sarah Prager, 1 Chancery Lane

Peter Stewart, Field Fisher Waterhouse LLP

Alan Bowen, AGB Associates

Maria Pittordis, Hill Dickinson LLP

Richard Gimblett, Holman Fenwick Willan LLP

Julian Chamberlayne, Stewarts Law LLP

www.conferencesandtraining.com/travel-tourism

Travel & Tourism Law

Why attend this conference?

There are a myriad of laws surrounding travel and tourism. With complex jurisdictional and choice of law issues and the impending overhaul of the ATOL scheme, it is essential that you keep up-to-date in this fast changing and increasingly regulated area.

It has been a turbulent few years for industry participants. Meltdown in the Eurozone, ash clouds and heavy snow fall, staff strikes and Middle Eastern unrest, have all led to unprecedented challenges for the travel and tourism industry.

Chaired by **Matthew Chapman of 1 Chancery Lane**, our unparalleled speaker panel including key industry names will provide a thorough assessment of this fast changing area to ensure you can establish or refute liability and mitigate risk.

The afternoon will feature streamed roundtables to offer topics of appeal to delegates involved in claimant and defendant work and to those in both industry and private practice.

Join our experts to address the following key questions:

- What should you consider when **choosing the jurisdiction** in which to bring a claim?
- When is a holiday also a package according to the **Package Travel Directive**?
- What is to be expected when instructing **local safety standards experts**?
- How easy or desirable are the impending **ATOL scheme** changes?
- What are **airlines and tour operators** liable for in relation to **cancellation or delay**?

Don't just take our word for it! Hear what delegates at our Travel & Tourism Law 2011 conference said:

"Very thorough agenda with a good variety of speakers"

Julia Seary, Thomas Cook

"Good overview with excellent presenters"

Paul Forster, Jet2.com

"Very interesting – a good mix of subjects and pitched at the right level"

Alex Padfield, Hextalls Ltd

Who should attend?

This conference is a must for all those interested in travel & tourism law including:

- Travel & tourism lawyers
- Aviation lawyers
- Personal injury lawyers
- Tour operators
- Travel agents
- In-house counsel at airlines
- Claims & risk managers
- Ground handlers and airports
- Regulatory authorities
- Insurers

Pre-Conference Networking

All our delegates will be able to take advantage of our pre-conference online networking. Our system, Leebug, allows you to connect with other delegates, discuss and debate the issues, set up meetings and submit questions for the panels.

Network with your peers

You will be in good company, organisations that have benefited from our Travel & Tourism Law and Aviation Law conferences include:

- 1 Chancery Lane
- 3 Hare Court
- 12 KBW
- ABTA
- American Express
- Argent Health & Safety
- Arnold Fisher Insurance Services Limited
- Beachcomber Tours Ltd
- BMI
- British Airways
- Charles Taylor Adjusting
- Civil Aviation Authority
- Delta Air Lines
- Deutsche Lufthansa AG
- DWF LLP
- easyJet
- Ebookers
- Emirates Group
- Expedia
- Explore Worldwide
- IFTTA
- Intrepid Travel
- Jet2.com
- Liverpool John Lennon Airport
- London City Airport
- MDU Services Ltd
- Original Travel
- Outer Temple Chambers
- Plexus Law
- Portman Travel Ltd
- RBS Insurance
- Reynolds Technological Inquiries Ltd
- RJW Business & Regulatory Investigations
- Saga Holidays Limited
- Star Alliance Services GmbH
- Stewarts Law LLP
- The Independent
- Thomas Cook Group
- Travlaw LLP
- TUI Travel plc
- Turkish Airlines
- TWgroup Ltd
- Vantage Insurance Services Limited
- Villa Plus Limited
- Virgin Atlantic Airways Ltd

08.50 Registration and coffee

09.20 Chair's opening remarks

[Matthew Chapman, Barrister, 1 Chancery Lane](#)

09.30 Jurisdictional and choice of law issues in holiday claims

- What to consider when choosing jurisdiction
- Establishing jurisdiction in England and Wales (by Judgments Regulation and common law)
- Choice of law under Rome II post *Homawoo* and under domestic statutes
- Assessing damages under Rome II (including the preambles)

[James Dingemans QC, 3 Hare Court](#)

10.10 Local safety standards

- The local safety standards debate
- Proving a breach of local standards
- Attempts to avoid local standards arguments
- *Evans v Kosmar*: should the FTO code of practice determine appropriate standards?

[Alex Padfield, Managing Partner, Hextalls Ltd](#)

10.50 Coffee

11.10 Package Travel Directive & Regulations

- EU Package Travel Directive & Package Travel, Package Holiday and Package Tours Regulations 1992
- Defining a "package"
- Improper performance
- Defences
- Dynamic packages
- Recent legal developments - *Titshall v Qwerty Travel Ltd* 2011 Court of Appeal judgment
- Future developments

[Claire Mulligan, Partner, Plexus Law](#)

11.50 Excursions

- Travel companies' liability?
- Are we moving towards a strict liability regime?
- *Parker v TUI UK Ltd*
- *Moore v Hotelplan*
- *Harrison v Jagged Globe*
- Risk management in excursion portfolios

[Sarah Prager, Barrister, 1 Chancery Lane](#)

12.20 ATOL reform

- Assessing the scope of financial protection
- ATOL certification
- Flight-plus - how will this change the way travel agents are contracting with customers?
- Assessing the practicalities: how easy or desirable are these changes?
- Implementation of these changes

Panellists:

[David Moesli, Deputy Director of Consumer Protection, Civil Aviation Authority](#)

[Kate Jennings, Head of Aviation Policy Implementation, UK Department for Transport](#)

[Peter Stewart, Partner, Field Fisher Waterhouse LLP](#)

[Alan Bowen, Managing Partner, AGB Associates](#)

13.20 Lunch

14.20 EU cruise liabilities update

- Overview of the Athens Convention and EU Passenger Liability Regulation
- Overview of EU Passenger Rights Regulation and Article 8 developments

[Maria Pittordis, Partner, Hill Dickinson LLP](#)

15.00 Air passenger rights and airline carrier duties

- Denied boarding, cancellation and delay
 - Latest revisions to EU Regulation 261/2004
 - *Sturgeon v Condor Flugdienst*
- Disabled and reduced mobility air passengers
 - Latest revisions to EU Regulation 1107/2006
 - *Hook v British Airways plc*
- What are tour operators liable for?
- What are airlines liable for?

[Richard Gimblett, Partner, Holman Fenwick Willan LLP](#)

15.40 Afternoon tea

16.00 Roundtable – Option 1

Assembling the evidence to manage a claim

- Handling claims abroad
- Collating the evidence
- Working with local lawyers
- What to expect in managing these claims
 - in courts in England and Wales
 - in foreign courts

[Gerard McDermott QC, Outer Temple Chambers](#)

16.00 Roundtable – Option 2

Sourcing experts in other countries

- Where do we find them?
- What is required of them?
- Instructing local safety standards experts
- How can we ensure that reports are relevant, useful and appropriate?

[Julian Chamberlayne, Partner, Stewarts Law LLP](#)

16.40 Future developments in travel & tourism

- An overview of industry hot topics and forecast of future developments

[Andy Cooper, Director of Government & External Affairs, Thomas Cook Group](#)

[Further panellists to be confirmed](#)

17.20 Q&A

17.25 Chair's closing remarks

17.30 Conference ends

Chaired by:

Matthew Chapman is a Barrister at 1 Chancery Lane, London. Matthew's practice includes package holiday matters and all cross border personal injury claims. He has acted for claimants and for carriers in claims arising out of the international transport conventions. He is also instructed in recovery and indemnity actions (regularly representing tour operators and local Hoteliers). Matthew was Conciliator for the Passenger Shipping Association Conciliation Scheme between 2005 and 2010 and is the Chairman of the Travel and Tourism Lawyers' Association.

Panel session

Roundtable

Roundtable

Registration

Travel & Tourism Law

Wednesday 27 June 2012

Central London

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Professional Negligence – 21 June 2012

Clinical Negligence – TBC September 2012

Aviation Law & Policy – TBC October 2012

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You can still benefit from the day's event if you can't make it!

Naturally, nothing matches the experience of coming to the conference, but if you really can't make it, you can still benefit by ordering a set of course papers. Available for £299, this will give you a permanent record of the subjects covered, which you can share with your colleagues.

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Administration

VENUE
Central London

FEE
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Your notes will be dispatched within five working days after the event. Please call us if you do not receive your notes by two weeks after the event.

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This programme is correct at the time of going to press. However, we reserve the right to alter or cancel the programme due to circumstances beyond our control.

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