

The City of London Law Society: Litigation Sub Committee

Minutes of the meeting held at 17:00pm on 6 November 2024 virtually and at Macfarlanes LLP, 20 Cursitor Street, EC4A 1LT.

ATTENDANCE

Present

Lois Horne (Macfarlanes LLP), Chair of Litigation Sub Committee;

Colin Passmore (Simmons & Simmons LLP), Chair of CLLS;

Jan-Jaap Baer (Travers Smith LLP);

Julian Copeman (Herbert Smith Freehills LLP);

Richard Dickman (Pinsent Masons LLP);

Geraldine Elliott (RPC LLP);

Richard Jeens (Slaughter and May);

Daniel Spendlove (Signature Litigation);

Angela Dinsdale-Gill (Hogan Lovells LLP);

James Levy (Ashurst LLP);

Patrick Boylan (Simmons & Simmons LLP);

Mark Lim (Lewis Silkin LLP).

Apologies

Patrick Swain (Debevoise & Plimpton LLP);

Jeremy Kosky (Clifford Chance LLP);

Andrew Denny (AO Shearman LLP);

Ed Crosse (Simmons & Simmons LLP);

Kevin Hart (CLLS).

MATTERS ARISING

- 1 *Approval of minutes from last meeting*
 - 1.1 Members approved the minutes of the previous meeting of the Litigation Sub Committee.
- 2 *Update on COMBAR terms*
 - 2.1 The Chair confirmed that the updated COMBAR terms had been officially adopted from October, and thanked the Litigation Sub Committee and others involved in the review of the COMBAR terms for their assistance.
- 3 *Update on litigation funding/CFA discussions*

a. Paccar legislation – update on Committee’s approach

3.1 Members discussed the Committee’s approach to the ongoing consultation regarding legislation to effectively overturn the position in *R (on the application of PACCAR Inc and others) (Appellants) v Competition Appeal Tribunal and others (Respondents)* [2023] UKSC 28.

3.2 Members agreed that the funding working group of the Litigation Sub Committee would consider the position in more detail, particularly in light of CLLS’s prior position and the position of claimant-focused firms which the Litigation Sub Committee represents.

b. Signature appeal re CFAs

3.3 Daniel Spendlove gave an update on the recent decision in *Signature Litigation LLP v Ivanishvili* [2024] EWCA Civ. The members discussed next steps and agreed that Daniel would prepare a brief note for the board of CLLS.

4 *Report from the CLLS AI Sub Committee*

4.1 James Levy updated members on his attendance at the CLLS AI Sub Committee: including its goal to produce content, and survey firms’ governance protocols. Members discussed the take-aways for the Litigation Sub Committee.

5 *Update on plans for LinkedIn activity*

5.1 Jan-Jaap Baer updated members on his discussions with CLLS’s media consultant and the suggestions which were made including media strategy generally, and lessons from other Sub Committees (in particular the Training Sub Committee). Members discussed a short introductory post, followed by posts focused on the practice of Litigation Sub Committee members.

6 *Ongoing consultations*

6.1 Members discussed the Law Commission’s consultation on Contempt of Court. The Chair confirmed that she would take the lead, and welcomed any volunteers for further input.

7 *Meeting with the Lord Chancellor*

7.1 Members discussed the forthcoming meeting with the Lord Chancellor, which would be attended by Colin Passmore, and – in particular – how the Government might promote English law abroad.

8 *Membership*

8.1 Members agreed that the Litigation Sub Committee would advertise for new members.

9 *AOB*

9.1 There was no AOB to discuss.