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YOUR MONTHLY E-BULLETIN

Issue 39; October 2015

LATEST CONSORTIUM NEWS

NWLC Annual Training Event 6th October ...its almost here

Now in its 6th year, your Consortium Annual Training Event is being held at a new venue this year, the Langtree park Stadium in St Helens.

There are still places available for this **FREE** full day event.

We've put together a varied programme to create a stimulating and informative day so whether you are a legal professional or legal practice manager/business support we think theres something for you this year.

We are looking forward to an enjoyable and worthwhile event and do hope you will join us!

For full details and timings and to book your place see the courses page of the website at www.nwlegalconsortium.com

For directions follow the [link http://www.langtreeparkstadium.com/contact-us/directions](http://www.langtreeparkstadium.com/contact-us/directions)

As part of the Annual Training Event we'll be holding the **NWLC AGM**. The AGM agenda is posted to the website on the home page. All are welcome to attend the meeting.

If you'd like to be closer to the decisionmaking around the work of the Consortium why not consider offering to join the Management Board or the PR and Web Group?

Interested? If so, please feel free to contact Beryl Heath at bh_nwconsortium@btinternet.com or one of the current Board Members for more information about what is involved or to put yourself forward in advance of the meeting.

Solicitors Framework ...we are getting there!

As you know the current Consortium Solicitors Framework ends on 31st March 2016. We are working to re-procure a new framework and hope to start the formal process via the CHEST in October.

We'll keep you posted on progress with this important piece of work.

Consortium Collaboration Agreement

Each Consortium member organisation has signed up to an agreement with Sefton Council, as lead organisation to commit to collaborating through the NWLC.

These agreements also end on 31st March 2016. So in an effort to get this issue sorted ahead of time we will be circulating a new agreement to heads of service at member organisations for signature in the next couple of months.



NWLC Annual Free Training Programme — More Details Published

Details of your new programme are being published to the website as soon as dates and content are confirmed. So you can book yourself, colleagues or clients on to those courses which will help you in your work in the coming months.

For full details and to make bookings for the course or the ATE for yourself a colleague or client go to the website at www.nwlegalconsortium.com - courses page.

FREE CONSORTIUM TRAINING FOR OCTOBER

On October 14th Bury Council are hosting a training session on **personal insolvency and bankruptcy procedure** – presented by Dominic Press of Bury MBC legal services.

On 20th October in Liverpool DLA Piper are presenting **Development and Commercial Property Update** and on 22nd October Weightmans present **Public Contracts Regulations 2015** at their Manchester office.

All the details and for bookings its through the website please, courses page at www.nwlegalconsortium.com

REMINDERS

Don't forget to let us know when you have new colleagues joining your organisation (and leaving too of course)

All you need to do is drop a quick e-mail to bh_nwlconsortium@btinternet.com or briangibson2@msn.com with the detail of the staff changes and we'll take it from there!

Free Consortium healthchecks are available to member authorities to spread the word about the benefits of membership of the Consortium, explain how the website can be used and basically do a bit of a healthcheck as to what each authority uses the Consortium for etc and how best we can assist.

NEW ROLES UP FOR GRABS?

Does your authority want to advertise your vacancies on the website for free? If so contact Beryl Heath on bh_nwlconsortium@btinternet.com

As well as our usual charity update just to remind you that we'll be holding our usual raffle in aid of the NWAA charity at our Annual Training Event on 6th October.



NWLC NOMINATED CHARITY OF THE YEAR

Please support the North West Air Ambulance Charity

For the Charity's latest events go to: <http://nwaa.net/>

WILL WEEK

Will you be on board for this year's North West Air Ambulance Charity 'Make a Will Week' 26th - 30th October 2015?

From 26th to 30th October 2015, the North West Air Ambulance Charity is holding a 'Make a Will Week'. The week encourages members of the public to write or re-write their wills, with the intention being to make a donation to the charity and hopefully consider leaving a legacy to us.

Take part in this year's 'Make a Will' week

We are currently looking for solicitors to join us for this year's Will Week by generously give up their time for free during this week, to make or re-write wills, in return for those who make a will giving a donation to our charity.

Legacies currently provide around 25% of our total income – approximately £1.2 million last year and we are once again trying to promote will writing to the people of the North-West. Our Will Week is not only an opportunity to raise much needed funds but also reach new supporters whilst working with legal professionals across the region.

We are keen to repeat the success of last year by linking with more practices across the North-West and would like to hear from anyone who would like to get involved this year.

The North West Air Ambulance Charity

As a charity reliant on public donations, we wouldn't be here without you! Our vital emergency service would not be possible without the incredible generosity of the people from the North West, who are fundamental in raising the £6million needed to keep our helicopters flying.

We fly 365 days a year, across 5,500 square miles to provide a lifesaving service to the 8 million people of the North West. From mountains to motorways, rivers to roads and cities to countryside we have successfully transported thousands of patients, giving the best chance of survival and recovery to all in our care.

Our Support to you

By taking part in Will Week, your hard work and generosity will support the life-changing work that our Pilots, Doctors and Paramedics provide every day of the year across the region.

In return, we will include your company name on our website and social media as well as promoting your firm to our network of supporters. We will also provide you with a dedicated point of contact within the charity

Get on board today

To sign up or find out more, please contact Liz Greenwood on liz.greenwood@nwaa.net 07718 190 366

Anyone, of any age, anywhere may one day need our emergency critical care. With your support today we can be there for you tomorrow.



CHRISTMAS IS COMING!

Visit www.nwaa.net/shop to view our fabulous range of cards and gifts.



NWLC MONTHLY LEGAL UPDATER

POWERED BY THOMSON REUTERS

01/08/15

This is a selection of legal updates for NWLC powered by Westlaw UK and Practical Law.

To read more on these topics, go to westlaw.co.uk or uk.practicallaw.com



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HOUSING. *Local Government.*

Housing allocation; Housing policy; Local housing authorities' powers and duties; Priority needs; Reasonable preference; Unintentional homelessness.

R. (on the application of Alemi) v Westminster City Council. [2015] EWHC 1765 (Admin). Queen's Bench Division (Administrative Court) (QBD (Admin)). Judge Blair QC. June 22, 2015

A local authority's housing policy preventing those who were unintentionally homeless and in priority need from bidding for social housing for 12 months was unlawful. The policy breached the duty imposed on local housing authorities under the Housing Act 1996 s.166A(3).

APPLICATION GRANTED

PUBLIC PROCUREMENT. *Tax; European Union.*

Childcare vouchers; EU law; Modification; Non-ministerial departments; Outsourcing; Public procurement procedures; Public services contracts.

Edenred (UK Group) Ltd v HM Treasury. [2015] UKSC 45. Supreme Court (SC). Lord Neuberger PSC; Lord Mance, J.S.C.; Lord Hodge, J.S.C.; Lord Carnwath, J.S.C.; Lord Sumption, J.S.C. July 01, 2015

The prohibition against modifying a public contract to encompass services not initially covered did not preclude a modification which extended the contracted services beyond the level of services provided at the time of the initial contract if the advertised initial contract and related procurement documents envisaged such expansion of services, committed the economic operator to undertake them, and required it to have the resources to do so.

APPEAL DISMISSED





SOCIAL WELFARE.

Care costs; Local authorities' powers and duties; Long-term care; Ordinary residence; Persons lacking capacity; Residential accommodation; Social policy; Vulnerable adults.

R. (on the application of Cornwall Council) v Secretary of State for Health. [2015] UKSC 46. Supreme Court (SC). Lady Hale DPSC; Lord Wilson J.S.C.; Lord Toulson, J.S.C.; Lord Hughes, J.S.C.; Lord Carnwath, J.S.C.. July 08, 2015

The court determined the meaning of "ordinary residence" in the National Assistance Act 1948 s.24(1) and s.24(5) for the purposes of determining which local authority was responsible for providing support and accommodation when a severely incapacitated person reached 18 years of age and had spent his childhood in three different counties.

APPEALS ALLOWED

LEGISLATION:

EDUCATION. *Family law; Local government.*

Academies; Adoption; Local authorities' powers and duties; Powers of intervention; Schools.

Education and Adoption Bill 2015 (HC Bill No.4).

A Bill to make provision about schools in England that are causing concern, including provision about their conversion into academies and about intervention powers; and to make provision about joint arrangements for carrying out local authority adoption functions in England.

Website: <http://services.parliament.uk/bills/2015-16/educationandadoption/documents.html> [Accessed June 4, 2015]

Hansard: HC Vol 596 col 610 (1st Reading); HC Vol 597 col 638 (2nd Reading) Commons 1st Reading: 3/6/2015; 2nd Reading: 22/6/2015; Committee Stage: 30/6/2015 1st Sitting; 2/7/2015 2nd and 3rd Sitting; 7/7/2015 4th and 5th Sitting; 9/7/2015 6th and 7th Sitting; 14/7/2015

LOCAL GOVERNMENT. *Economics.*

Cities; Combined authorities; Economic prosperity boards; Local authorities' powers and duties; Mayors.

Cities and Local Government Devolution Bill 2015 (HL Bill No.1).

A Bill to make provision for the election of mayors for the areas of, and for conferring additional functions on, combined authorities established under Part 6 of the Local Democracy, Economic Development and Construction Act 2009; to make other provision in relation to bodies established under that Part; to make provision about local authority governance; and for connected purposes.

Website: <http://services.parliament.uk/bills/2015-16/citiesandlocalgovernmentdevolution/documents.html> [Accessed June 4, 2015]

Hansard: HL Vol 762 cols 651,672 (2nd Reading), 1362, 1395, 1443, 1596,1666,1806,1855,1887 (Committee Stage); Vol 764 cols 350,438 (Report Stage) Lords 1st Reading: 28/5/2015; 2nd Reading: 8/6/2015; Committee Stage: 22/6/2015, 24/6/2015, 29/6/2015; Report Stage: 13/7/2015

Legislation referred: Local Democracy, Economic Development and Construction Act 2009 Pt 6





NEWS ARTICLES:

PLANNING. Energy.

Hydraulic fracturing; Local authorities' powers and duties; Planning applications; Planning permission.

Frackers call for change in law to stop councils blocking drilling plans. *Times*, 30 June 2015, 10. By Ben Webster. Also Reported in Independent, 30 June 2015 (Online edition); Guardian, 30 June 2015, 11; Daily Telegraph, 30 June 2015, 1,3,17

Fracking companies have called for a change in the law to limit the ability of local authorities to refuse planning applications after Lancashire county council's development control committee rejected Cuadrilla's application for their first drilling site at Preston New Road, near Blackpool, against the advice of their own legal advisers. Cuadrilla is considering an appeal.

Companies referred: Cuadrilla

PRACTICAL LAW:

Freedom of information law quarterly digest (April – June 2015)

Our quarterly freedom of information law update blogs focus on the latest developments in freedom of information law under the Freedom of Information Act 2000 (FOIA) and the Environmental Information Regulations 2004 (SI 2004/3391) (EIR). The blog will enable readers advising on freedom of information law to catch up on the most important cases, issues or developments on the topic. This post looks at freedom of information law developments from April to June 2015.

Website: <http://publicsectorblog.practicallaw.com/freedom-of-information-law-quarterly-digest-april-june-2015/>

Education law quarterly digest (April 2015 – June 2015)

This is the latest in our series of quarterly education update blogs which will enable readers to catch up on the most important cases, issues or developments in education law from April 2015 to June 2015. Please feel free to submit a comment below or send us an Ask query if you have any views on the cases, issues, or legal development that are covered or if you think we have missed something that should be brought to the attention of education law practitioners.

Website: <http://publicsectorblog.practicallaw.com/education-law-quarterly-digest-april-2015-june-2015/>

