



YOUR MONTHLY E-BULLETIN

Issue 92; July 2021

LATEST CONSORTIUM NEWS

NWLC Annual Training Event 2021

5th October 2021 at Aintree Racecourse

Its back!

We are looking forward to welcoming a good number of you to your Annual Training Event 2021.

Bookings are now open - please email Beryl Heath at bh_nwlconsortium@btinternet.com to reserve your place.

Solicitors Framework Results for 1 May 2020 to 31st March 2021

How are we doing?

We collect data from the firms who are appointed to the Solicitors Framework every 6 months.

For each 6 month period, the firms let us know the number of commissions they have received and the amount they have billed to all member organisations broken down by Lot.

In the period from 1st May to 30th September 2020,

Total overall spend on 381 commissions by member organisations was £2,121,892.11

In the period from 1st October 2020 to 31st March 2021,

Total overall spend on 213 commissions by member organisations was £2,405,445.64

So, for the first year of our new Solicitors Framework the spend was **£4,527,337.75**

Barristers Portal 2021–2025

The NWLC Barristers Portal is being extended for a further period of 4 years to end March 2025.

If you know of a set of Chambers who might be interested in this opportunity please contact Beryl Heath at bh_nwlconsortium@btinternet.com so she can arrange for them to receive a Registration Pack.

The new list of Chambers on the Portal so far is:

4-5 Grays Inn Square	Landmark Chambers
7 Harrington Street Chambers	Lincoln House Chambers
15 Winckley Square Chambers	Linenhall Chambers
Atlantic Chambers	Monckton Chambers
Exchange Chambers	Oriel Chambers
Francis Taylor Building Chambers	Trinity Chambers
Kings Chambers	



NWLC Annual Training Programme 2021–22

Your free Annual Training Programme in 2020/21 provided 16 webinars, resulting in 1,390 registrations and 932 delegates taking part.

A full year of pre-pandemic physical activities (2018-2019) provided a total of 15 events with 443 delegates attending. Quite a contrast!

This year's Annual Training Survey told us that:

- those who had attended training, were satisfied with the quality
- those who attended a training session identified that the topics provided during 2020-21 were relevant to their role, with 22% stating 'a lot', and 78% stating that it related a 'moderate amount'.
- the benefits of attending the training were identified primarily as important for improving knowledge, with one person stating that online training enabled them to attend a wider range of topics than they could have in-person
- respondents would like to retain training online, with 43% requesting to receive training online together with a few in-person events throughout the year.
- when asked about the length of a webinar, 73% confirmed that an hour was the correct length.

Based upon this valuable feedback, our four Partner firms are now working on a new programme for 2021/22.

We will publish the emerging programme as soon as possible to the website to allow you to book ahead, but we will also keep you up to date with progress in future E-Bulletins.

And, the really exciting bit is that our Amazon voucher winner is Anna Woods from Bolton Council. Well done Anna, the voucher is on its way to you now.

Accessing A Recorded Webinar

Each live NWLC webinar from our completed programme has been recorded, so we have quite a library of recordings on the website now.

The recorded sessions are available to view **free of charge** – by accessing the recording link found in the secure area of the website.

[Find your recording by following these easy steps](#) – You need to log in to the website to access the secure area, click on the Publications tab – and then on Podcasts/Webinars.

REMINDERS

NWLC Precedent Service – now live

Your new NWLC Precedent Service is now live on the Consortium website.

To find the precedents just log into the website secure area and use the drop down list under the Publications tab to select 'Precedent Service' to access the documents.

All the precedents have been provided by our Partner firms and new precedents will be added over time. They cover a variety of subjects and are tailored for the use of member organisations and their work areas.

All of the published precedents are available to download **for free** to staff from member organisations.



We are also running a **precedent service on demand** so if you require a precedent which you cannot find you can email simon.goacher@weightmans.com and he will try and obtain it for you.

We would also welcome any precedents created by member organisations which you think would be of use to colleagues.

Please email any such examples to Simon Goacher or Beryl Heath at bh_nwlconsortium@btinternet.com

Your Consortium is now on LinkedIn

Find us [here](#)

We are looking to develop our profile in the future to make sure that we provide the information you want and need on this new additional platform.

If there is anything you'd like to us to add to the profile please let us know.

Looking for a new role?

See Vacancies at other Member Organisations

We publish a range of vacancies on the website jobs page at www.nwlegalconsortium.com/jobs

Currently there are lots of roles available at member organisations all across our region – why not take a look?

If your organisation wants to advertise any vacancies on the website **for free** contact Beryl Heath on bh_nwlconsortium@btinternet.com

NWLC NOMINATED CHARITY OF THE YEAR



Please support the North West Air Ambulance Charity

For the Charity's latest events go to: nwaa.net

**WE'RE NOT FUNDED BY THE
GOVERNMENT OR THE NHS**

**WE ARE FORTUNATE TO HAVE
WONDERFUL SUPPORTERS**

**WE ARE NOT ABLE TO
SAVE LIVES WITHOUT
YOUR GENEROSITY**

**WE ARE COMPLETELY
RELIANT ON YOUR DONATIONS**

**WE'RE NOT JUST
ANOTHER APPEAL**

**WE ARE THE NORTH WEST
AIR AMBULANCE CHARITY**



**NORTH WEST
Air Ambulance
CHARITY**

flying to save lives.

50% off registration for the London to Paris Cycle

20th - 24th July 2022

Join #TeamNWAA, take on the London to Paris cycle and raise money for our lifesaving charity!

Your four day adventure begins by cycling through the English countryside before crossing the Channel to Calais. Continuing through the picturesque French countryside you'll arrive at the capital. Passing the Arc de Triomphe and onto the Champs Elysées, you'll head towards the finish point, overlooking the Eiffel Tower.

After traveling 309 miles you'll spend your last day watching the riders of the worlds greatest cycle race, the Tour de France, cross the finish line!



Sign up by Sunday 18th July and use code NWAAL2P to get 50% off the registration fee. Scan the QR code to register now or email fundraising@nwaa.net for more information.

Registration costs £62.50 using code NWAAL2P with a minimum fundraising target of £1,640. Registrations after 18th July cost £125 plus the minimum fundraising target.



NWLC MONTHLY LEGAL UPDATER

POWERED BY THOMSON REUTERS AND PRACTICAL LAW

01/07/21

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](https://www.westlaw.co.uk) or [uk.practicallaw.com](https://www.uk.practicallaw.com)

CASES

CIVIL PROCEDURE. *Mental health; Local government.*

Anonymity; Extended civil restraint orders; Judicial review; Mental health; Permission; Renewed applications; Safeguarding vulnerable adults.

R. (on the application of Serrano) v Richmond upon Thames LBC. [2021] EWHC 1673 (Admin). Queen's Bench Division (Administrative Court) (QBD (Admin)). Lane J. June 23, 2021

An extended civil restraint order was made against a litigant who had brought numerous unsuccessful claims for judicial review against the defendant local authority. Her application for an anonymity order was refused as there was a public interest in knowing the identity of those who had been made subject to extended civil restraint orders.

Judgment accordingly

HOUSING. *Local government.*

Homelessness; Homelessness guidance; Intentional homelessness; Living expenses; Local authorities' powers and duties; Reasonableness; Rent arrears.

Patel v Hackney LBC. [2021] EWCA Civ 897. Court of Appeal (Civil Division) (CA (Civ Div)). Lewison LJ; Arnold LJ; Sir Nicholas Patten. June 21, 2021

When reviewing a local authority housing officer's decision that an applicant could have afforded his rent and in not paying it had become homeless intentionally, a review officer was entitled to re-calculate the applicant's income and expenditure. In particular, he had been entitled to exclude the weekly sum of GBP 32 which the housing officer had included for replacement white goods, and to find instead that the family budget was sufficient for occasional expenditure on replacement white goods.

Appeal dismissed

MENTAL HEALTH.

Best interests; Caesarean sections; Capacity; Consent to treatment; Schizophrenia.

University Hospitals Dorset NHS Foundation Trust v K. [2021] EWCOP 40. Court of Protection (CP). Lieven J. June 10, 2021

It was in the best interests of a schizophrenic woman who was more than 37 weeks pregnant and currently detained in a psychiatric intensive care unit under the Mental Health Act 1983 to be given an elective caesarean section where she did not have litigation capacity or capacity to make obstetric choices. She was distressed and emotional, under considerable levels of restraint and being given anti-psychotic medication. There would be significant risks in allowing her pregnancy to continue until labour occurred spontaneously, so a planned caesarean section was a better option.

Application granted



HOUSING. *Civil evidence.*

Admissibility; Delay; Homelessness; Housing assistance; Local housing authorities' powers and duties; Mandatory orders; Public sector equality duty; Suitability.

Homelessness: R. (Elkundi, Ross, Ahmed, Al-Shameri) v Birmingham City Council [2021] EWHC 1024 (Admin) Steyn J. *J.H.L. 2021, 24(4), D61-D63.*

Notes R. (on the application of Elkundi) v Birmingham City Council (Admin) on the impact of delay fulfilling the duty under the Housing Act 1996 s.193(2) to house a homeless person living in unsuitable accommodation, the admissibility of evidence concerning an issue's outcome, and remedies.

Cases referred: R. (on the application of Elkundi) v Birmingham City Council~ [2021] EWHC 1024 (Admin) (QBD (Admin))

Legislation referred: Equality Act 2010 s.149; Housing Act 1996 s.193

HOUSING.

Breach of statutory duty; Disabled persons; Housing allocation; Local authorities' powers and duties; Mandatory orders; Reasonable adjustments; Suitable alternative accommodation.

Homelessness: R. (on the application of Imam) v Croydon LBC [2021] EWHC 739 (Admin) Mathew Gullick QC, sitting as a Deputy High Court Judge. *J.H.L. 2021, 24(4), D65.*

Notes R. (on the application of Imam) v Croydon LBC (No.2) (Admin) on the appropriateness of a mandatory order to address delay in fulfilment of the duty under the Housing Act 1996 s.193(2) to rehouse a disabled person living in unsuitable temporary accommodation.

Cases referred: R. (on the application of Imam) v Croydon LBC (No.2)~ [2021] EWHC 739 (Admin) (QBD (Admin))
Legislation referred: Housing Act 1996 s.193

ADMINISTRATIVE LAW. *Health; Social welfare.*

Consultation; Ministers' powers and duties; Parliamentary committees; Public authorities; Public health; Sustainable development.

Wellbeing of Future Generations Bill 2021-22 (HL Bill 6).

A Bill to make provision for a public consultation to inform a set of national wellbeing goals; to require public bodies to act in pursuit of the United Kingdom's environmental, social, economic and cultural wellbeing by meeting wellbeing objectives, publishing future generations impact assessments and accounting for preventative spending; to establish a futures and forecasting report; to establish a Commission for Future Generations for the United Kingdom; to extend the duty of the Office of Budget Responsibility to consider wellbeing and the future generations principle in their work; to add onto a Minister in each government department's portfolio a duty to promote the future generations principle across government policy; to establish a Joint Parliamentary Committee on Future Generations; and for connected purposes.

Website: bills.parliament.uk/bills/2869 [Accessed at 21 May 2021]

Hansard: HL Vol 812 col 694 (1st Reading), Vol 813 col 475 (2nd Reading)

Lords 1st Reading: 20/5/2021 | HL Vol 812 col 694; 2nd Reading: 25/6/2021 | HL Vol 813 col 475



ELECTORAL PROCESS. *Local government.*

Boundaries; Constituencies; English unitary authorities; Referendums.

Local Authority Boundaries (Referendums) Bill 2021-22 (HC Bill 40).

A Bill to make provision to enable parliamentary constituency areas to form new unitary local authority areas if agreed by referendum; to make provision for such referendums; and for connected purposes.

Website: bills.parliament.uk/bills/2922 [Accessed at 22 June 2021]

Hansard: HC Vol 697 col 605 (1st Reading)

Commons 1st Reading: 21/6/2021 | HC Vol 697 col 605; 2nd Reading: 4/2/2022 provisional

HEALTH. *Social welfare.*

NHS; Social care.

Health and Care Bill 2021-22 (HC Bill 140).

A Bill to make provision about health and social care.

Website: uk.westlaw.com/Document/I6D7CBEF0E06611EB80CAAB0BADEA2F6C/View/FullText.html
[Accessed at 15 July 2021]

Hansard: HC Vol 698 col 784 (1st Reading), Vol 699 col 425 (2nd Reading)

Commons 1st Reading: 6/7/2021 | HC Vol 698 col 784; 2nd Reading: 14/7/2021 | HC Vol 699 col 425

HOUSING. *Civil procedure; Landlord and tenant.*

Eviction; Fire precautions; Homelessness; Housing allocation; Housing policy; Long leases; Notices seeking possession; Possession claims; Prisoners; Private sector tenancies; Rent arrears; Service charges.

Housing: recent developments. *Legal Action 2021, Jun, 38-42.* By Jan Luba; Sam Madge-Wyld.

Summarises: housing policy and legislative developments relating to housing debtors, notices seeking possession, possession proceedings, eviction, housing allocation, private renting, housing for prisoners, migrant rough sleepers, fire safety and long leases; and cases concerning possession claims, service charges, housing allocation and homelessness.

PUBLIC PROCUREMENT.

Brexit; Public procurement.

Public procurement post-Brexit. *N.L.J. 2021, 171(7941), 15-16.* By Paul Henty.

Outlines likely areas of legislative reform in the area of public procurement following the December 2020 green paper, "Transforming public procurement", including public procurement procedures and procurement in crisis situations.

Website: uk.westlaw.com/Document/I2333A9403ED011EBB29EACEFFC19CDC0/View/FullText.html
[Accessed at 16 July 2021]

HEALTH. *Legislation; Social welfare.*

Bills; Health care; NHS; Social care.

The Health and Care Bill [Bill 140 of 2021-22]. Issued by House of Commons Library. CBP-9232 12 July 2021

A House of Commons Library briefing explains the Health and Care Bill 2021-22's provisions and includes comment and reactions. Its Second Reading is scheduled for 14 July 2021.

Website: commonslibrary.parliament.uk/research-briefings/cbp-9232 [Accessed at 13 July 2021];
researchbriefings.files.parliament.uk/documents/CBP-9232/CBP-9232.pdf [Accessed 13 July 2021]

Legislation referred: Health and Care Bill 2021-22 (HC Bill 140)



PUBLIC PROCUREMENT. *Contracts.*

Provision of information; Public contracts; Public procurement.

Procurement Policy Note 07/21: Update to Legal and Policy requirements to publish procurement information on Contracts Finder PPN 07/21. Issued by Cabinet Office. PPN 07/21 29 June 2021

A Cabinet Office Procurement Policy Note provides consolidated guidance that reminds public bodies of the requirements of the Public Contracts Regulations 2015 to publish information about opportunities and awards over certain low value thresholds on Contracts Finder (CFS).

Website: assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/996983/2021-06-22_Procurement_Policy_Note__Legal_requirements_to_publish_on_Contracts_Finder_update_June_2021_-_final__1__1_.pdf [Accessed at 29 June 2021]; www.gov.uk/government/publications/procurement-policy-note-0721-update-to-legal-and-policy-requirements-to-publish-procurement-information-on-contracts-finder [Accessed 29 June 2021]; www.localgovernmentlawyer.co.uk/procurement-and-contracts/308-procurement-features/47509-new-tenders-must-be-published-on-find-a-tender-website-first-cabinet-office [Accessed 29 June 2021]

Legislation referred: Public Contracts Regulations 2015 (SI 2015/102)

HEALTH. *Social welfare.*

Care Quality Commission; Enforcement; Regulated activities; Social care.

The Health and Social Care Act 2008 (Regulated Activities) Regulations 2014: consultation document. Issued by Department of Health and Social Care.

A Department of Health and Social Care consultation seeks views on the extension of the expiry date of the Health and Social Care Act 2008 (Regulated Activities) Regulations 2014, which are due to expire after 31 March 2022, to ensure that providers continue to be bound by the obligations and standards set out in the Regulations, and that the Care Quality Commission continues to have the power to regulate and enforce providers' activities. Comments by 11:45 on 2 September 2021.

Website: www.gov.uk/government/consultations/the-health-and-social-care-act-2008-regulated-activities-regulations-2014-extension-of-expiry-date [Accessed at 16 July 2021]; www.gov.uk/government/consultations/the-health-and-social-care-act-2008-regulated-activities-regulations-2014-extension-of-expiry-date/the-health-and-social-care-act-2008-regulated-activities-regulations-2014-consultation-document [Accessed 16 July 2021]

Legislation referred: Health and Social Care Act 2008 (Regulated Activities) Regulations 2014 (SI 2014/2936)