



 **SHAKESPEARE
MARTINEAU**
Legal advice for life and business



In-house Counsel Training Programme

London

8 February 2023

09:30 – 16:00



In-house Counsel Training Programme

This training programme is specifically designed for in-house counsel with topics carefully chosen to keep you updated on current legal developments and trends.

Along with soft skills training to support your career and personal development, there are opportunities to meet and share ideas with other in-house counsel working in the UK.

BOOK NOW

Agenda

- 09:30 Registration and refreshments
- 09:45 Welcome and introduction
- 10:00 Commercial law update
- 10:45 The rise of open-sourced legal agreements
- 11:15 Break
- 11:35 Cyber security - how **not** to get caught up with ICO
- 12:30 Networking lunch
- 13:15 Employment law update - restrictive covenants
- 14:00 Warning signs! How to deal with insolvent customers and suppliers
- 14:30 Tricks of the trade - how to progress up the career ladder
- 15:15 Networking drinks
- 16:00 Close



Commercial law update

Regardless of the size or type of business, whether regional, national or globally recognised, carefully crafted commercial contracts are absolutely key to the success of its operation.

For any in house legal team, it is equally important to keep up to date with the latest developments in commercial law and case law impacting on commercial contracts.

In this session, we will discuss:

- Recent commercial developments that in-house lawyers need to know
- Highlight key commercial cases, with a particular emphasis on commercial contracts
- Overview of what to expect and keep an eye on in 2023

Carys has particular expertise in manufacturing having held the position of Head of Legal for a number of international manufacturing and engineering business.

She advises major national and international businesses on the preparation, negotiation and conclusion all types of commercial transactions, arrangements and contracts.



Carys Thompson
Partner - Commercial
Shakespeare Martineau



The rise of open-sourced legal agreements

Lawyers have always used templates to help them draft legal agreements. One day in the not too distant future, computers will as a matter of course draft agreements using AI.

Meanwhile a new kind of agreement has appeared: open-sourced or crowdsourced legal agreements, intended to become standard forms to be widely adopted by the business community.

Recent examples are oneNDA and oneDPA, open-sourced standard non-disclosure agreements and data processing agreements.

In this session, we will discuss:

- How and why oneNDA and oneDPA have been developed
- How they are intended to be used (with practical examples)
- Is anything missing from them and if so does it matter?
- Will the idea catch on?

Kim advises businesses on their commercial contract, digital media, technology and information law issues. His expertise ranges from supply chain, logistics and outsourcing contracts to the licensing of technology and intellectual property, including sponsorship.

He is an expert on data protection law and GDPR compliance, and is a founding member of Privacy Rules which is an international alliance of data privacy and cyber security lawyers and technology companies.



Kim Walker
Partner - Commercial
Shakespeare Martineau



Cyber security

How not to get caught out by the ICO

Cyber attacks are real and very common.

Failure to comply with the UK GDPR can leave businesses open to substantial fines of up to £17.5 million or four per cent of annual global turnover - as well as vulnerable to malicious cyber attacks.

When a cyber breach occurs, IT is typically the first department to be alerted, but it is critical in-house counsel are also involved to prevent and resolve data privacy concerns, and avoid scrutiny by the ICO.

In this session, we will discuss:

- How in-house counsel can take a proactive approach by implementing a robust, resilient and compliant cyber security regime
- Identify exposure to weaknesses and ensure regulations are adhered to
- Human error - training, awareness and understanding the risks of not being digitally-aware
- The steps to take should a malicious cyber attack occur



Mike Wills
Director of Strategy & Policy
CSS Assure

Mike has over 20 years military experience specialising in cyber security strategies.

He has been consultant to the UK's Ministry of Defence and Top 20 Consultancy Houses, and advises international businesses, the superyacht and private aviation industries, as well as professional services, financial services, energy, education and charity sectors.

Restrictive Covenants

Employment law - Restrictive covenants

Nobody would seriously contemplate operating any business without ensuring that all key assets are suitably protected and/or insured.

But in practice, many businesses overlook the importance of protecting against the potential loss from within of valuable but intangible assets such as confidential information, customer bases and employee loyalty.

In this session, we will discuss:

- How to use restrictive covenants in employee contracts effectively to plug the gaps in protection which IPRs cannot cover
- Practical tips for drafting restrictive covenants;
- The challenges caused by social media platforms such as LinkedIn
- Limitations on the use of NDAs in an employment context in a post #MeToo world
- How to make effective use of staff retention tools as part of your asset protection strategy

Jon is a sought-after and highly experienced employment and discrimination expert, known for his pragmatic and commercial approach.

He handles both advisory and contentious work across a range of industries and sectors, with a particular focus on international businesses operating within the UK. His clients include hotels, educational establishments and regulatory bodies.



Jon Heuvel
Partner - Employment
Shakespeare Martineau



Warning signs! How to deal with insolvent customers and suppliers

Any business, whether it be your customer or supplier, can become insolvent any time in its life.

This statement is ever more pertinent as businesses have to navigate through uncertain and volatile economic times that have been borne out of spiking inflation, the cost of living crisis, the extensive industrial action and the ongoing war in Ukraine.

If one of the companies that you do business with is one of those unfortunate enough to be facing insolvency, it can be a worrying time, especially if they owe you money or goods and services.

But how are you supposed to know if a business that you deal with on a day-to-day basis is running into financial difficulty or is at risk of insolvency and what can you do to minimise any impact on you.



Gareth Hegarty
Partner - Corporate Restructuring
& Insolvency
Shakespeare Martineau

Companies and businesses rarely become insolvent overnight, and usually, experience periods of financial difficulty beforehand. This period can be a pivotal period for you to “get your house in order”.

In this session, we will discuss:

- The warning signs of a business’ insolvency
- Considerations to ensure your position is as protected as it can be in these uncertain times

Gareth works with a wide range of clients ranging from insolvency practitioners to individuals to banking institutions.

He advises on a wide range variety of restructuring, recovery and insolvency issues, contentious and non-contentious, including transacting sales of distressed businesses out of formal insolvency processes.



Tricks of the trade

Hear about the life of a General Counsel at Telehouse Europe, tricks of the trade and how to survive - and thrive - in a fast paced and pressurised environment.



Sarah Draper
General Counsel and Chief Risk Officer
Telehouse Europe

Sarah is General Counsel and Chief Risk Officer at Telehouse Europe. She is an experienced legal, risk and governance leader and to both boards and management alike.

Sarah delivers pragmatic solutions at pace in both the regulated domestic and international markets, often in challenging environments.

She finds solutions and work in a highly collaborative way, engaging key stakeholders and bringing in industry thinking and emerging regulatory themes.



| How to book

Who should attend

In-house counsel who wish to develop their technical legal knowledge and personal career development.

Venue

etc.Venues
8 Fenchurch Place
Fenchurch Street
London EC3M 4PB

Date and time

8 February 2023
09:30 - 16:00

Cost

There is no cost for attending this event, but places are limited to two attendees from each organisation and advance booking is required.

Sustainability

We work with venues and suppliers that help us lower the environmental impact of our events.

For more information about our In-house Counsel Training Programme, please email us at events@shma.co.uk or contact:

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