

a seminar invitation from

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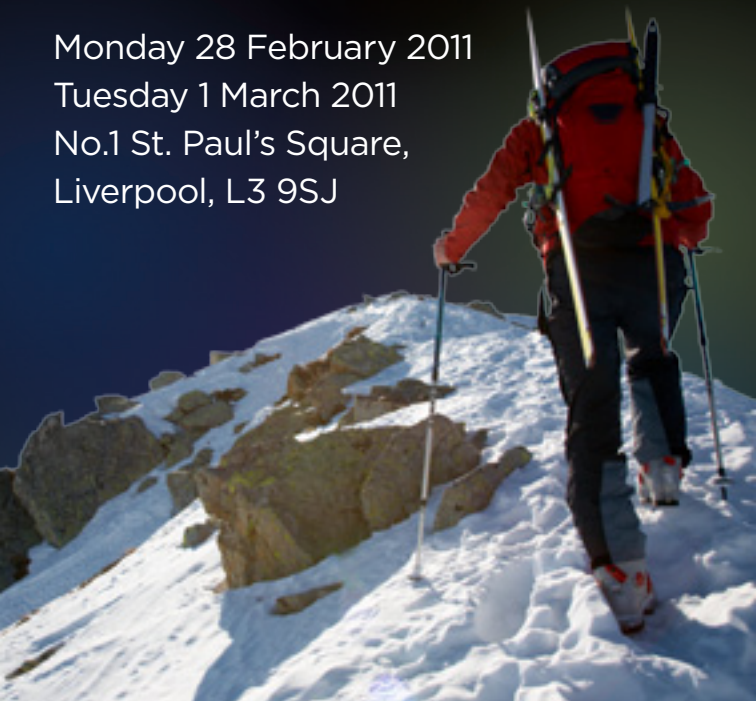
## **Legal issues for the outdoor activity and adventure travel sector: how to climb that mountain**

Monday 28 February 2011

Tuesday 1 March 2011

No.1 St. Paul's Square,

Liverpool, L3 9SJ



[www.hilldickinson.com](http://www.hilldickinson.com)

# Are you compliant?

As an outdoor activity company or adventure travel operator, do you know:

- How long minors have to bring a claim against you for personal injury?
- What can you expect from the police following an 'incident'?
- How long should you keep documents for?

These are just some of the questions you as an outdoor activity or adventure travel operator company should already be able to answer. If you can't, we can help.

Hill Dickinson is hosting an [exclusive two day seminar](#) for outdoor activity and adventure travel operators who offer training in the UK and overseas.

Delegates will receive a grounding in the core legal issues in this niche sector, including updates from last year's highly successful seminar. The seminar will be hosted by Matthew Davies FRGS, partner at Hill Dickinson, and will include sessions led by a range of acknowledged experts from this specialist field.

*Matthew Davies is highlighted for his "incredible knowledge, awareness of costs and impressive work ethic."* Chambers & Partners guide to the UK Legal profession 2010



*"With a particular reputation in the expedition, marine and aviation sectors, the team is "tremendously thorough, whilst also being friendly and approachable..."* Chambers & Partners UK 2009

# Legal issues for the outdoor activity and adventure travel sector

## Who should attend?

The seminar is tailored exclusively to outdoor activity companies and adventure travel operators. Individuals who would benefit from this seminar are:

- Company owners and directors
- Customer service / complaints personnel
- Insurers
- Marketing agencies and representatives
- Outdoor instructors / expedition leaders

## Why should I attend?

With the economic downturn there has been a significant increase in the number and frequency of claims. Any company operating within the adventure travel and outdoor activity industry must be legally astute and well-informed.

## What will be covered?

This comprehensive seminar covers the legal fundamentals your company needs to be familiar with and provides you with a unique opportunity to put your questions to a range of legal experts in a relaxed and informal environment.

Here are just a few of the topics that will be addressed over the two days:

- Corporate structure and implications
- Package Travel Regulations
- UK accidents, negligence and occupiers' liability
- Types of insurance cover, duty to insurers and pitfalls
- Corporate manslaughter - what to do when HSE come calling

*"...Elsewhere, members played a key part in the consultation (and drafting) of the new British Standard relating to safety in overseas expeditions."* Chambers & Partners UK 2008

# Course outline

## Monday 28 February

- 09.30 Refreshments
- 10.00 Welcome  
Matthew Davies, Hill Dickinson
- 10.05 Corporate structure and implications  
Shelley Thomas, Hill Dickinson
- 10.35 Package Travel Regulations - an introduction  
Matthew Davies, Hill Dickinson
- 11.20 Contracting with third parties/indemnity contracts  
Matthew Davies and Shelley Thomas, Hill Dickinson
- 11.45 Break
- 12.00 Brochures, accuracy and prosecutions  
Rochelle Turner, Which? Holiday
- 12.45 Lunch
- 13.15 Data protection and website legal issues  
Shelley Thomas, Hill Dickinson
- 13.45 Employing staff - including full time & freelance and topical issues such as minimum wage  
Rob Coward and Elizabeth Cotton, Hill Dickinson
- 14.30 An introduction to child protection issues  
Rosie Carter, Safechild
- 15.00 Insurance - types of cover, duties to insurers, what and when to notify insurers about, deductibles, some case examples  
Gary Armstrong, Vantage Insurance Services
- 15.30 An incident occurs in the UK - death or injury - role of the police, interaction with Crown Prosecution Service and coroner  
Detective Constable Tim Bird\*
- 16.30 Break
- 16.45 Corporate manslaughter - what to do when the HSE come calling  
Stephen Barnfield, Hill Dickinson regulatory team
- 17.45 Questions
- 18.30 Close and drinks

\*Awaiting confirmation

# Course outline

## Tuesday 1 March

- 08.30 Refreshments
- 09.00 Welcome  
Matthew Davies, Hill Dickinson
- 09.05 An introduction to coroners inquests  
(including mock cross examination)  
Peter Sigee, Barrister, Atlantic Chambers
- 10.20 Personal injury claims - an introduction to  
negligence and occupiers' liability with  
case law examples and practical case  
studies  
Matthew Davies, Hill Dickinson
- 11.20 Break
- 11.30 Liability for accidents overseas and  
quality complaints  
Matthew Davies, Hill Dickinson
- 12.30 Lunch
- 13.15 The claims process, litigation process and  
witness training  
Matthew Davies and David Scott,  
Hill Dickinson
- 14.15 Break
- 14.30 Mock civil trial scenario
- 16.30 Questions
- 17.00 Close



# Speakers

## (in programme order)

### Matthew Davies FRGS - Partner and Solicitor Advocate, Hill Dickinson

FRGS, expeditioner, partner and solicitor advocate (all Higher Courts) within the travel and leisure team at Hill Dickinson acting for leading outdoor activity and expedition companies. In previous years Matthew has also provided legal advice to individual expeditioners and expedition groups at the Royal Geographical Society and is recognised by Chambers & Partners legal directory as a leader in this field. Matthew was a member of the drafting team for BS:8848. He also trains lawyers from other firms on related subjects.

### Shelley Thomas - Associate Solicitor, Hill Dickinson

Associate solicitor in the commercial team, Shelley advises on commercial, IT, intellectual property and contractual matters for companies in the outdoor activity and expedition industry.

### Rochelle Turner - Which? Holiday

Rochelle Turner is head of research at Which? Holiday She has previously worked as a market research manager at one of the major tour operators, Thomson (TUI UK), for nearly five years. Rochelle returns to address essential marketing and brochure related issues from both the consumer and operator perspective.

### Rob Coward - Partner, Hill Dickinson

A key figure in Hill Dickinson's employment team, Rob's acted in numerous cases for travel and leisure clients, including large UK operators and those in the adventure travel sector.

### Elizabeth Cotton - Solicitor, Hill Dickinson

Elizabeth is experienced in acting in a range of cases for travel and leisure clients, dealing with employment matters including contractual issues with free lance leaders and minimum wage issues. Clients range from large UK operators and those in the UK outdoor activity sector to adventure travel expeditions overseas.

### Rosie Carter - Child Protection specialist, Safechild.co.uk

A qualified teacher and trainer for 17 years, Rose has vast experience in child protection.

*"This firm regularly handles accidents abroad and class actions concerning virus outbreaks."*

Chambers & Partners UK 2010

# Speakers

**Gary Armstrong - Underwriter, Vantage Insurance Services Ltd**

**Detective Constable Tim Bird - Police officer, outdoor instructor and expedition leader**

Tim was previously Jagged Globe's course director in Scotland. Since becoming a police officer and working as a detective, Tim has investigated several accidents in Snowdonia. He will address the role of the police in these circumstances, how they go about their work and how this co-ordinates with the function of the coroner and the Crown Prosecution Service.

**Stephen Barnfield - Solicitor, Hill Dickinson**

Stephen works within the regulatory team (defending health and safety prosecutions) and has experience of training outdoor activity companies.

**Peter Sigeo - Barrister, Atlantic Chambers**

Barrister acting for companies within the leisure, outdoor activity and expedition industry. He is also a keen outdoorsman.

**David Scott - Head of Travel and Leisure, Hill Dickinson**

David's clients include some of the largest holiday and leisure operators. Recognised within Chambers UK and Legal 500, David has acted on a wide variety of personal injury matters and regularly acts in cases proceeding to the Higher Courts (Court of Appeal).

*"...the team handles personal injury cases and offers commercial, employment, property and IP advice to adventure travel companies, tour operators, insurers and cruise line companies... Matthew Davies is highlighted for his 'incredible knowledge, awareness of costs and impressive work ethic'. Interviewees also admire his 'calmness under pressure'."*

Chambers & Partners UK 2010

*"Fielding a significant travel team, this firm is praised for its 'exceptional experience of crisis and disaster response'."* Chambers & Partners UK 2009

# Booking information

## How much will it cost?

The two day seminar has been priced at £350.00 plus VAT per delegate and is designed to provide legal training which, to an individual, would otherwise represent thousands of pounds in legal fees.

If you instruct us to revise your booking terms and conditions within three months of the seminar (02.06.10), we will, in our discretion, offset the equivalent of one delegate's attendance fee against your first bill.

## What is included?

Tax, lectures, course materials, refreshments and lunch on both days.

To secure your place on the course, please complete the following booking form and return to the RSVP address. Places will be allocated on a first come first served basis.

## Accommodation information

There is a wide range of accommodation available to you in Liverpool; these include the luxury Malmaison hotel, a host of reasonably priced B&Bs (around £60 per night), The Hotel Formule 1 (£33 per night) and a number of youth hostels (around £12 per night). See [www.visitliverpool.com](http://www.visitliverpool.com) for further information.

*The team is tremendously thorough whilst also being friendly and approachable - you'd definitely want them on your side in a crisis."*

Chambers & Partners Guide to the UK 2009

# Booking form

Title: Mr/Mrs/Miss/Ms/Dr/Sir

First name:

Surname:

Position:

Organisation name:

Address:

Postcode:

Telephone number:

Email address:

Are you a member of:

EPA  BAHA  IOL  Year Out Group  MLTA

How you would like to pay?

I enclose a cheque for £350 plus VAT

I would like you to send me an invoice for £350 plus VAT

Please return your booking form to:

Debbie Clappison  
Hill Dickinson LLP  
No.1 St. Paul's Square  
Liverpool, L3 9SJ  
debbie.clappison@hilldickinson.com  
+44 (0)151 600 8830

Please note, your place on the seminar will not be confirmed until full payment has been received.

We may periodically send promotional material about our services, newsletters or other information which we think you may find interesting using the contact details which you have provided. By submitting your information you consent to the collection, storage and processing of your personal information by us in accordance with the Data Protection Act 1998. For more information about the way we handle personal information please visit <http://www.hilldickinson.com/privacypolicy.aspx>. By submitting your information you consent to allow us to publish your information on the seminar's delegate list and future marketing materials.

# Test your knowledge

## Do you know?

- How long adults have to bring a claim against you for personal injury?
- How long minors have to bring a claim against you for personal injury?
- How long they have to bring a claim against you for a breach of contract (poor experience, complaint etc)?
- How long you should keep documents for?
- What you should do if you receive a letter of claim?
- What incidents you should notify your insurers of and if you don't, what are the consequences?
- What standards you have to comply with overseas?
- If you are liable for acts or omissions of your overseas ground handling staff?
- If fuel prices go up, can you surcharge for overseas flights and if so, how much can you pass on to the consumer?
- What can you expect from the police following an incident?

For those who offer overseas training courses and expeditions, do you offer any two of the following:

- transport (even if it doesn't include flights)
- accommodation
- other tourist services (including training, guides etc)

at an inclusive price, that form a significant part of the expedition or course (for overseas adventures etc, the answer is likely to be yes to all of these)?

If so, it is highly likely that the Package Travel Regulations apply to your offering.

# Test your knowledge

## Do you know?

Some of the breaches of the regulations constitute criminal offences if you breach or don't comply with them.

The regulations cover:

- Descriptive matter relating to packages (must not be misleading)
- Requirements as to brochures
- Circumstances in which particulars in brochures are to be binding
- Information to be provided before a contract is concluded
- Information to be provided in “good time”
- Contents and form of contract
- Transfer of bookings by consumer
- Price revision
- Significant alterations to essential terms
- Withdrawal by consumer/cancellation by organiser
- What happens if a significant proportion of services are not provided
- Liability of the operator
- Security in event of insolvency requirements
- Financial protection of the consumer by bonding method
- Financial protection of the consumer by insurance method
- Financial protection of the consumer by the trust route
- Criminal offences
- Due diligence defence

## Attendee feedback from last year's seminar

*"Very professional and a good line up of experts"*

*"One of the most informative and well presented seminars attended to date"*

*"A very worthwhile two days"*

*"Congratulations on such a fantastic and well run event... easily the most informative and enjoyable seminar I have attended"*

*Alan Pattison, Director, Cambell Irvine Ltd*

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