



Property Bar Association

Conference

Thursday 10th November 2022

Chaired by Denis Garrity, Advocate

Lorna Richardson, Senior Lecturer, University of Edinburgh

Commercial Leases Update

Robert Sutherland, Advocate, Terra Firma Chambers

Rectification of Titles: Recent Cases

David Bartos, Scottish Law Commission

Leases – Termination – Proposals for Reform

Venue The Mackenzie Building, Old Assembly Close, 172 High Street, Edinburgh, EH1 1QS

Registration from 4pm

Seminar 4.30pm to 6pm

Drinks and Canapés from 6pm

CPD 1.5 hours

To register please email

seminars@terrafirmachambers.com

or call 0131 260 5830

Sponsored by



About the Property Bar Association

The Property Bar Association is the professional body for Barristers in England, Wales and Northern Ireland and Advocates in Scotland who practise in the field of property law. The PBA offers a programme of educational lectures and seminars for established practitioners throughout the legal year. For more information please visit <https://www.propertybar.org.uk/>

About the Chair and Speakers

Denis Garrity is a highly experienced and commercially focused Advocate. He has developed a busy and interesting practice at the Scottish Bar, focusing on real estate disputes, commercial leasing, planning, and contract law. He is a member of the UK Property Bar Association.

Denis is ranked in the latest editions of Chambers & Partners UK and Legal 500: "One of the best at the Bar without a doubt. He has incredible knowledge of the law and is excellent at dealing with clients. He takes a very methodical but practical and commercial approach." (Chambers UK, 2022)

Denis is co-author of 'Dilapidations and Service Charge' (2019), and is a contributing author of the student textbook 'Commercial Law in Scotland' (6th Edition, 2020). He is also a course co-ordinator at Edinburgh University for "Commercial Leasing", an honours-level degree course on commercial real estate leasing.

Lorna Richardson is a Senior Lecturer in Commercial Law at the University of Edinburgh Law School. She teaches on a number of courses on commercial law including commercial contracts and leases. She conducts research in both of these areas. Lorna is the co-author of Dilapidations and Service Charge (2019) and the most recent edition of McAllister's Scottish Law of Leases (2021). She has written widely on contract law including interpretation and remedies, in particular retention of performance.

Lorna has significant experience in providing continuous professional development training to the legal profession, judiciary and other professionals. She also speaks regularly at conferences attended by the legal and surveying professions.

Prior to joining the University of Edinburgh Lorna was a solicitor for seven years, practising as a commercial litigator, with a special interest in property litigation, for major Scottish law firms. She is also qualified to practice in England and Wales.

Robert Sutherland specialises in all aspects of property and public law. He is a leading practitioner in agricultural and crofting matters, conveyancing and housing law. He is regularly instructed in connection with servitudes and access disputes, waste management and other environmental law issues, planning, and fishing law. Robert has been frequently instructed by petitioners and respondents in judicial review cases in the Court of Session. He is a member of the Chartered Institute of Arbitrators and the Property Bar Association.

David Bartos has extensive advocacy experience in the area of property, commercial and trust, succession and executry litigation.

David's experience and knowledge in respect of property litigation is extensive. It includes all aspects of landlord and tenant disputes (including rent review), land registration, access and other servitude and real burden rights, boundary, and missives disputes. He has acted as an arbitral-tribunal appointed expert in a commercial lease dispute.

Since April 2020 David has been acting as a Commissioner of the Scottish Law Commission. He has been the lead Commissioner in the Commission's project on the termination of leases and has also contributed to the Commission's joint report with the Law Commission of England and Wales on automated vehicles which was published in January 2022.

David is co-author of the leading work on Scottish arbitration 'Dundas & Bartos on The Arbitration (Scotland) Act 2010' (two editions).

About the Sponsor

Terra Firma Chambers is one of the leading sets of Advocates at the Scottish bar, offering specialist advice and representation in property, planning, commercial and administrative law. Terra Firma combines formidable strength and depth in its core practice areas, with approachable clerks and a commercial, client-orientated service. There are 38 practising members, including 12 King's Counsel, with many regarded as leading counsel in their chosen fields. In addition to our core areas of practice, Terra Firma members offer unrivalled expertise in taxation, employment, local government and licensing law and are the only stable at the Scottish Bar to provide a dedicated arbitration service, TFArb.

In addition, 11 members, including 7 KCs, have dual-qualification in Scotland and England & Wales which is more than any other stable at the Scottish Bar. This makes Terra Firma Chambers particularly well placed to come to as a source of advice or representation for clients with UK wide interests.

Whilst all Terra Firma counsel are in independent practice, they share a common aim of providing professional services of the highest quality. Members of Terra Firma appear regularly in all levels of courts in Scotland, the UK Supreme Court and before inquiries, tribunals and other bodies. In addition, their members are frequently instructed in international arbitrations and other Alternative Dispute forums.

For more information please visit <https://www.terrafirmachambers.com/>