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LexisPSL Dispute Resolution

Our team of highly qualified dispute resolution lawyers have put together an unbeatable set of materials to guide you through dispute resolution law and practice.

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Dispute Resolution:



Janna Purdie, *Solicitor*,
Dispute Resolution

Janna specialises in international dispute resolution and has expertise in a range of areas and a specific interest in arbitration and adjudication. Janna is a frequent contributor to the legal and professional press, including the New Law Journal.



Amanda Wadey, *Solicitor*,
Dispute Resolution

Amanda specialises in litigation practice and procedure and ADR. She has expertise in a range of areas from property litigation to professional negligence and also has experience of mediation.

What does LexisPSL Dispute Resolution Include?

- 275+ Practice notes
- 90 Precedents
- 50+ Legal topic overviews

What sources are quoted or referenced?

- All England Official Transcripts (Dispute Resolution)
- All England Reporter (Dispute Resolution)
- Cook on Costs (Litigation – Costs)
- Emden's Construction Law (Adjudication)
- Green Book (Civil Court Practice)
- Halsbury's Laws of England and Wales
- New Law Journal
- Selected All England Law Reports (Dispute Resolution)
- UK Parliament Acts (Dispute Resolution)
- UK Statutory Instruments (Dispute Resolution)

Current Topics included in LexisPSL Dispute Resolution:

ADR

Mediation in context
The mediator
Mediation documents
Conducting the mediation
ADR in context
Drafting ADR clauses
ADR and the courts
Other types of ADR

Adjudication

Adjudication in context
The adjudicator
Jurisdiction
Conducting the adjudication
The award
Enforcement

Arbitration

Arbitration in context
The arbitration agreement and procedural rules
Confidentiality
Security for costs
Emergency relief
The tribunal
Evidence
Conducting the arbitration
The award and enforcement

Choice of law

Choice of law
Governing law clauses
Contract
Non-contractual
Challenges and determinations

Jurisdiction

Judgments Regulation
Brussels Convention
Lugano Convention
Common law

Limitation

Limitation overview
Limitation types of claim
Limitation – personal injury

Litigation practice and procedure

Starting a claim
The claimant and statements of case
The defendant and statements of case
The defendant and additional claims
Serving documents

Requests for further information
Default judgment
Case management
Applications
Security for costs
Emergency relief
Summary judgment and strike-out
Disclosure and inspection
Witness evidence
Expert evidence
Part 36 and offers to settle
Trial
Costs
Appeals
Judgments and orders
Enforcement

Pre-action

Applicable dispute resolution clauses
Costs-only procedure
Part 36 and offers to settle
Pre action disclosure
Pre action protocols



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DR precedents

Pre-action

Pre-Action

Letter to enquiry agent

Injunctions

Letter to client about proposed injunction

Letter to client about cross undertaking and statement of truth

Witness statement in support of application for a prohibitory interim injunction

Witness statement opposing an application for interim injunction

Order for interim injunction

Search and seizure order

Application notice for a search order

Affidavit in support of an application for a search order

Search order

Costs only procedure

Part 8 claim - costs only proceedings

Witness statement in support of costs only proceedings

Order on costs only proceedings

Part 36 offers

Part 36 offer from claimant

Letter to claimant about Part 36 offer from defendant

Letter to claimant client about making a Part 36 offer

Letter to defendant about making a Part 36 offer

Pre-action disclosure

Application notice for pre-action disclosure

Witness statement in support of application for pre-action disclosure

Order for pre-action disclosure

Litigation

The claimant and statements of case

Particulars of claim - contract

Particulars of claim - tort of nuisance

Case study for particulars of claim - contract

Case study for particulars of claim - tort

Case study for particulars of claim - contract and tort

Case study for reply - contract

The defendant and statements of case

Letter requesting extension of time for service of the defence

Letter informing court of agreement to extend time for service of the defence

Application notice to extend time for service of the defence

Case study - defence for a breach of contract claim

Case study - defence for a tort claim

The defendant and additional claims

Application notice for permission for the defendant to make an additional claim against a third party

Witness statement in support of the defendant's application for permission to make an additional claim against a third party

Order granting permission to serve additional claim against third party

Application notice by a defendant for permission to make an additional claim against a co-defendant

Witness statement in support of the defendant's application for permission to make an additional claim against a co-defendant

Order granting permission serve additional claim against a co-defendant

Default judgment

Application for an order setting aside default judgment

Witness statement in support of application to set aside default judgment

Order that default judgment be set aside

Case management

Allocation questionnaire (Form N150)

Application to substitute defendant after expiry of limitation period

Witness statement in support of application to substitute a defendant after the expiry of the limitation period

Order to substitute defendant after expiry of limitation period

Application for declaration that another party's solicitor has ceased to act

Witness statement in support of application for a declaration that another party's solicitor has ceased to act

Order declaring that a solicitor has ceased to act

Security for costs

Letter to claimant regarding request for security for costs against a company under CPR 25.13(2)(c)

Letter requesting security for costs

Application notice for security for costs

Witness statement in support of application for security for costs

Order for security for costs

Request for lodgment under an order for security for costs

Security for costs - order for payment out of court

Witness statement opposing an application for security for costs



Emergency relief

Letter to client about proposed injunction
Letter to client about cross undertaking and statement of truth
Application notice for interim injunction
Witness statement in support of application for a prohibitory interim injunction
Witness statement opposing an application for interim injunction
Order for interim injunction
Application notice for a search order
Affidavit in support of an application for a search order
Search order

Summary judgment and strike out

Application notice for summary judgment (whole claim)
Application notice for summary judgment (part claim)
Witness statement in support of application for summary judgment
Witness statement opposing application for summary judgment
Witness statement in reply to application for summary judgment
Order for summary judgment
Application notice for strike out on the basis of no reasonable grounds
Witness statement in support of an application for strike out on the basis of no reasonable grounds
Order for strike out on the basis of no reasonable grounds
Application notice for strike out on basis of abuse of process
Witness statement in support of application for strike out on the basis of abuse of process
Order for strike out on basis of abuse of process
Application notice for strike out on basis of failure to comply
Witness statement in support of application for strike out on the basis of failure to comply
Order for strike out on basis of failure to comply
Witness statement opposing an application to strike out

Disclosure and inspection

Application notice for pre-action disclosure
Witness statement in support of application for pre-action disclosure
Order for pre-action disclosure
Application notice for specific disclosure
Witness statement supporting application for specific disclosure
Order for specific disclosure
Application for disclosure against a non-party
Witness statement in support of application for disclosure against a non-party
Order for disclosure against a non-party
Memo for corporate client about disclosure and privilege
List of documents: standard disclosure (drafting note)
Draft order for co-operation on disclosure of electronic documents (CPR PD 21 2A.2)

Expert evidence

Letter to client about experts
Letter of instruction to own expert
Application notice for permission to adduce expert evidence
Witness statement in support of application to adduce expert evidence
Order to adduce expert evidence
Letter of instruction to single joint expert
Application notice by a party dissatisfied with a single joint expert's report to instruct own expert and, if appropriate, to call that expert to give evidence
Witness statement in support of application by a party dissatisfied with report of single joint expert to instruct own expert and, if appropriate, to call that expert to give evidence
Order that a party dissatisfied with report of single joint expert can instruct own expert and, if appropriate, to call that expert to give evidence

Part 36 and offers to settle

Part 36 offer from claimant
Letter to claimant about Part 36 offer from defendant
Letter to claimant client about making a Part 36 offer
Letter to defendant about making a Part 36 offer

Costs

Part 8 claim – costs only proceedings
Witness statement in support of costs only proceedings
Order on costs only proceedings
Notice of commencement of detailed costs assessment
Application notice for an order requiring receiving party to commence detailed cost assessment proceedings
Witness statement supporting application for disallowance of costs upon failure to commence detailed costs assessment
Order requiring commencement of detailed costs assessment
Points of dispute on detailed cost assessment
Statement of parties in detailed assessment proceedings

Judgments and orders

Consent order
Final order
Unless order
Tomlin order

Enforcement

Enforcement: application notice for order that the debtor attend court for questioning
Enforcement: application notice for an order that officer of debtor company attend court for questioning
Enforcement: affidavit of service of order to attend for oral examination
Enforcement: application notice for permission to issue execution (High Court)
Enforcement: witness statement in support of application to issue after 6 years (High Court)
Enforcement: application notice to extend validity of writ of execution (High Court)

Enforcement: witness statement supporting application notice to extend validity of writ (High Court)

Enforcement: application notice for permission to amend writ of execution (High Court)

Enforcement: application notice for order to stay execution by writ of fieri facias (High Court)

Enforcement: witness statement supporting application notice for a stay of execution by writ of fieri facias (High Court)

Enforcement: application notice for permission to execute a warrant of execution (county court)

Enforcement: notice of Application for appointment of receiver by way of equitable execution

Enforcement: witness statement supporting application for appointment of receiver by way of equitable execution

Enforcement: witness statement supporting application notice under Council Regulation (EC) 44/2001 for registration in the High Court of a judgment of a Regulation State of the European Community

Enforcement: registration order for the registration in the High Court of a foreign judgment under Civil Jurisdiction and Judgments Act 1982 Section 4 or Council Regulation (EC) 44/2001

Enforcement: witness statement supporting application notice under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933 for registration of foreign judgment in High Court

Enforcement: application notice by judgment debtor to set aside a registration order in respect of a foreign judgment under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933

Enforcement: witness statement supporting application notice by judgment debtor to set aside a registration order in respect of a foreign judgment under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933

Enforcement: witness statement supporting application notice under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933 for registration of foreign judgment in High Court

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Enforcement: witness statement supporting application notice by judgment debtor to set aside a registration order in respect of a foreign judgment under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933

Enforcement: registration order for the registration in the High Court of a foreign judgment under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933

Enforcement: notice of application to register in England and Wales a judgment of a foreign court

Enforcement: certificate of judgment to be annexed to an application for a registration order in respect of a foreign judgment or of a United Kingdom judgment for enforcement abroad under Council Regulation (EC) 44/2001 of 22 December 2000

Enforcement: application notice for a certified copy of a judgment of the High Court or a county court for enforcement abroad

Enforcement: witness statement supporting application for certified copy of a judgment of the High Court or county court for enforcement abroad

Enforcement: registration order for the registration in the High Court of a foreign judgment under the Administration of Justice Act 1920 or the Foreign Judgments (Reciprocal Enforcement) Act 1933

ADR

Mediation documents

CEDR Model Mediation Agreement

Guidance notes for CEDR Model Mediation Agreement

ADR Group Agreement to mediate

ADR Notice - no ADR clause / dispute not contract-based

CEDR Model Settlement Agreement and Tomlin Order

Tomlin order

Letter to client - What happens at a mediation and preparing for it

ADR Notice - ADR clause