



# **NIFA Conference – 10<sup>th</sup> November 2022**

## **Refresher and update**

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Miss Kay Linnell FCA  
Fellow of the Expert Witness Institute

# Kay Linnell

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Miss Kay Linnell  
FCA, MBA, CFE, F.EWI,  
Chartered Arbitrator,  
Certified Mediator.

# Topics

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- Living life as an Expert
- Ikarian Reefer
- Deciding which cases to refuse
- Terms and Conditions
- Meetings of Experts
- Joint Statements – Guidance
  - Expert Witness Institute
  - Academy of Experts (4/11/21)
- Some cases to remember

## Cases

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- Smith v Howard (2022) EWHC 562 (TCC)
- Commscope Technologies LLC v SOLiD Technologies Inc. (2022) EWHC 769 (PAT)
- ECU Group PLC v HSBC Bank PLC (2021) EWHC 2875 (Comm)
- Radia v Marks (2022) EWHC 145 QB
- Cox, R (Appl) v The Oil and Gas Authority (2022) EWHC 75 (Admin)
- Original Beauty Technology Co. Ltd v G4K Fashion Ltd (2021) EWHC 3438 (Ch)

## Final Words – A Cautionary tale

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- ADT v BDO Binder Hamlyn (1996) BCC808

# Who are we

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The Expert Witness Institute is the voice of the Expert Witness community; championing experts from all professional disciplines and the lawyers who use their services.

Our mission is to support the proper administration of justice and the early resolution of disputes through high-quality expert evidence from specialists.



# Why join?

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We offer different levels of membership depending on experience for experts and associate membership for those who work with or employ experts.

**By joining EWI, you benefit from:**



**Profile,  
Status and  
Recognition**



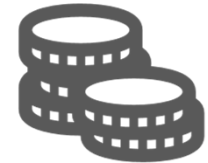
**Career  
support and  
guidance**



**Community**



**Advocacy**



**Member  
Discounts**



## Who can Join?

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**Prospective** For those just starting out as an expert witness who have not completed core training.

**Provisional** For those who are new to being an expert witness, have completed core training, and would benefit from the support of more experienced Members in providing advice on all aspects of being an expert

**Individual** For experienced practising experts who are looking to expand their practice and distinguish themselves as the best in their field

**Certified** For experienced practising experts who can demonstrate excellence in report writing, discussions between experts, giving oral evidence in court and their commitment to professional development



# 1. Profile, Status and Recognition

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- Use of EWI Member logo as a mark of quality and reliability.
- Use of EWI Post-nominals for Fellows and Individual and Certified members.
- Free listing in our Find an Expert directory used by instructing parties to source Expert Witnesses.
- **NEW ->** A quarterly newsletter for Legal Professionals which will highlight what the EWI and our members offer. Each will feature some of our members.



## 2. Career support

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- Competency framework for Expert Witnesses (to be released shortly)
- Member discounts on EWI's comprehensive programme of training courses, webinars, conferences and pre-recorded content
- **NEW ->** Free access for members to a range of older pre-recorded webinars, including the conference recordings from the 2020 and 2021 Conferences
- Free and unlimited expert advice via member helpline and our Frequently Asked Questions.
- Mentoring for Provisional Members.
- Ongoing updates on legislative changes.
- Monthly e-Newsletter and Member Magazine issued twice a year.
- Free templates and access to essential documentation available on-line
  - Examples includes Template for Joint Statements, Template Terms and Conditions, Template Expert Report and Declarations



## 3. Community

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- Develop your professional networks through our training and events programme.
- Coming soon: Online Community Forum



## 4. Advocacy

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- We work hard to raise the profile of Expert Witnesses and the unique contribution they make to the justice system.
- We continually promote for the importance of using fully vetted Expert Witnesses.
- We make representations on behalf of the community to key stakeholders on the issues that matter to you.

## 5. Member Discounts include.....

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- Heavily discounted Professional Indemnity Insurance
- Reduced commission fees for debt recovery
- Reduced fees for contracts/terms and conditions

## Special Offers for NIFA 2022 Delegates

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### **No application fee for Provisional or Individual Membership**

No application fee when you apply  
for Provisional or Individual  
membership  
**before 31st December 2022.**

Use the discount code NIFA22

### **£75 off application fee for Certified Membership**

Apply to become a Certified Expert  
Witness for £300 instead of £375  
when you apply  
**before 31st December 2022.**

Use the discount code NIFACERT22



## Become part of your professional community and gain recognition

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- Web: [www.ewi.org.uk](http://www.ewi.org.uk)
- Email: [Membership@ewi.org.uk](mailto:Membership@ewi.org.uk)
- Telephone: 020 3880 0064

