

Home

UK Focus



- **SPECIAL FOCUS:**
[Jackson's Review of Costs in Litigation](#)
- **CONTRACT:**
[Fairness of Bank Charges](#)
- **LITIGATION:**
[Electronic Disclosure](#)
- **ARBITRATION:**
[Anti-suit Injunctions](#)
- **CONTRACT:**
['Subject to Contract'](#)
- **EMPLOYMENT:**
[Team Moves](#)
- **CONTRACT:**
[Incorporation of Jurisdiction Clauses](#)
- **LITIGATION:**
[Privilege](#)

Litigation News

- **NEWS:**
[Twitter as a Method of Service](#)
- **NEWS:**
[Companies Act 2006](#)
- **NEWS:**
[New Expert Evidence Rules](#)
- **NEWS:**
[Civil Law Reforms](#)
- **NEWS:**
[FSA Milestone Conviction](#)

Hong Kong Focus



Welcome to our May edition of the **Commercial Litigation Review**. Whilst everybody's thoughts in the UK are turned to the imminent formation of a new Government, of whatever political persuasion, and its tough costs-cutting decisions ahead, it is apt that our 'Special Focus' article is all about costs and Lord Justice Jackson's review.

This edition of the **Review** also looks at the law relating to the incorporation of jurisdiction clauses and the recent Supreme Court decision concerning the fairness of bank charges. In addition, Grace Ng of our associated office in Hong Kong analyses the new Hong Kong Practice Direction on Mediation.

A short synopsis of all the articles in this issue of the **Review** are detailed below, as well as being listed on the left column, for your ease of reference.

We hope you enjoy this edition of the **Review**.

[Victoria Anderson](#)

Editor/Professional Support Lawyer (London)

t: +44 (0) 20 7556 4466

e: VAnderson@eapdlaw.com

ARTICLES IN THE MAY 2010 EDITION OF THE REVIEW:

UK Focus

Special Focus

Jackson's Review of Costs in Litigation: Jamie Humphreys and Stephen Ixer outline the recommendations made by Lord Justice Jackson in his long-awaited Review of Civil Litigation Costs, published in January of this year. [More>>](#)

Contract

Consideration of the Supreme Court's decision concerning the fairness of bank charges. [More>>](#)

Litigation

Failing to have adequate document retention policies in place can have adverse costs consequences as demonstrated in the recent case of *Earles v Barclays Bank*. [More>>](#)



Arbitration

The ECJ decision of *West Tankers* has been further analysed in the Court of Appeal decision of *National v Endesa*. [More>>](#)

Contract

The High Court considers the well-established legal principle of English law that an agreement made on terms on which parties do not intend to be bound unless and until those terms are formalised in a contract, is not in itself legally binding. [More>>](#)

Employment

Team moves and consideration of the lessons to be learnt following the recent case of *Tullett Prebon plc and Others v BGC Brokers LP and Others*. [More>>](#)

Contract

A review of the law relating to incorporation of jurisdiction clauses in light of the recent decision in *Africa Express Line v Socofi SA*. [More>>](#)

Litigation

A recent High Court decision marks an important shift in the approach of the courts to the extent of privilege which can be afforded to communications between clients and professional (non-lawyer) advisors. [More>>](#)

Litigation News

A brief look at topical litigation-related issues in the UK. [More>>](#)

Hong Kong Focus

Mediation

Grace Ng analyses the new Hong Kong Practice Direction on Mediation. [More>>](#)

[Back to top](#) ▲

If you no longer wish to receive email alerts from us please email us with "unsubscribe" in the subject heading at: ukmarketing@eapdlaw.com

[Back to top](#) ▲

Disclaimer

Commercial Litigation Review is published by Edwards Angell Palmer & Dodge for

the benefit of clients, friends and fellow professionals on matters of interest. The information contained herein is not to be construed as legal advice or opinion. We provide such advice or opinion only after being engaged to do so with respect to particular facts and circumstances. The firm is not authorized under the UK Financial Services and Markets Act 2000 to offer UK investment services to clients. In certain circumstances, as members of the Law Society of England and Wales, we are able to provide these investment services if they are an incidental part of the professional services we have been engaged to provide.

Please note that your contact details, which may have been used to provide this Review to you, will be used for communications with you only. If you would prefer to discontinue receiving information from the firm, or wish that we not contact you for any purpose other than to receive future issues of this Review, please email ukmarketing@eapdlaw.com.

©2010 Edwards Angell Palmer & Dodge LLP a Delaware limited liability partnership including professional corporations and Edwards Angell Palmer & Dodge UK LLP a limited liability partnership registered in England (registered number OC333092) and regulated by the Solicitors Regulation Authority.

Disclosure required under US Circular 230: Edwards Angell Palmer & Dodge LLP informs you that any tax advice contained in this communication, including any attachments, was not intended or written to be used, and cannot be used, for the purpose of avoiding federal tax related penalties, or promoting, marketing or recommending to another party any transaction or matter addressed herein.

ATTORNEY ADVERTISING: This publication may be considered "advertising material" under the rules of professional conduct governing attorneys in some states. The hiring of an attorney is an important decision that should not be based solely on advertisements. Prior results do not guarantee similar outcomes.

[Back to top](#) ▲

EDWARDS ANGELL PALMER & DODGE UK LLP

[©2010](#) | [EAPD HOME](#) | [CONTACT US](#) | [DISCLAIMER](#)

BOSTON MA | FT. LAUDERDALE FL | HARTFORD CT | MADISON NJ | NEW YORK NY
NEWPORT BEACH CA | PROVIDENCE RI | STAMFORD CT | WASHINGTON DC
WEST PALM BEACH FL | WILMINGTON DE | LONDON UK | HONG KONG (ASSOCIATED OFFICE)
