



NAMA – THE LEGAL IMPLICATIONS FOR YOUR PRACTICE

NAMA CONFERENCE 2010, SATURDAY, 6TH MARCH.
THE WESTBURY HOTEL, GRAFTON ST, DUBLIN 2. (9 AM TO 1.30PM)

Guest Speakers: The Hon Mr Justice Frank Clarke – Chairman. **Pádraig O Riordain, Managing Partner, Arthur Cox** – An overview of NAMA

Neil Maddox B.L. – Acquisition of Assets/ Statutory Receivers/ Vesting Orders/Powers in Relation to Land. **Gerard Hogan S.C.** – Constitutional Law Aspects and the Effect on Legal Proceedings. **Garrett Simons S.C.** – CPO and Planning Law. **John Breslin B.L.** – Banking Aspects

BOOK YOUR PLACE TODAY AND BE BROUGHT UP TO SPEED ON THIS IMPORTANT PIECE OF LEGISLATION.

Every legal practitioner will be faced with dealing with issues brought about by The National Asset Management Agency Act 2009.

Reported in *The Irish Times*
– Friday, January 8th, 2010

“Banks will begin transferring loans to the National Asset Management Agency (NAMA) next month, with development loans valued at €19 billion to be transferred in the first tranche, the agency said yesterday... The loans of the top 10 borrowers, with a nominal value of €19 billion, will be transferred in early February, subject to approval. A second transfer will take place in early March, while NAMA intends that a third transfer will take place by the end of March – or “by the end of April at the latest”. At this point, about half of the loans earmarked for the agency, representing the debts of the 100 largest borrowers, will have been transferred to the State under NAMA.”

THIS CONFERENCE WILL BE OF INTEREST TO:

- Solicitors
- Barristers
- Banks
- Law Agents
- Local Authorities
- Government Departments
- Accountants
- Financial Advisors
- Estate Agents

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CONFERENCE PROGRAMME

Saturday, 6th March, 2010

The Westbury Hotel, Grafton Street, Dublin 2

Chairman: The Hon Mr Justice Frank Clarke, The High Court

9.00 am – 9.30 am Registration

9.30 am – 9.45 am Opening Address: An overview of NAMA

Pádraig O Riordain, Managing Partner, Arthur Cox

9.45 am – 10.30 am Acquisition of Assets/Statutory Receivers/Vesting Orders/Powers in Relation to Land

Neil Maddox B.L.

- Part 6: Chapter 2: The Effect of Acquisition on Assets
- Part 9: Chapter 1 and 2: General Powers of NAMA in relation to assets
- Chapter 3: Statutory Receivers
- Chapter 4: Vesting Orders
- Chapter 6: General Powers in Relation to Land

10.30 am – 11.00 am Constitutional Law Aspects and the Effect on Legal Proceedings

Gerard Hogan S.C.

- Consideration of general constitutional law
- Examination of some key issues concerning litigation regarding NAMA
- Effect on Legal Proceedings

ABOUT ROUND HALL

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Certificate available on the day for CPD purposes

11.00 am – 11.15 am **Questions and Answer**

11.15 am – 11.30 am **Break**

11.30 am – 12.15 pm **CPO and Planning Law**

Garrett Simons S.C.

- The interaction between NAMA and the planning legislation
- Planning considerations as a factor in calculating Long Term Economic Value
- NAMA's powers of compulsory acquisition
- Rights in respect of the development of land

12.15 pm – 1.00 pm **Banking Aspects**

John Breslin B.L.

- Legal Proceedings by participating institutions, debtors, and sureties/legal proceedings to which NAMA is party
- Restriction on scope of claims regarding acquired Assets
- Provisions dealing with proceedings to which NAMA is party
- Limitations on Court's power to grant injunctive relief

1.00 pm – 1.30 pm **Discussion and Q & A**

1.30 pm **Conference closes**

ABOUT THE SPEAKERS

THE HON MR JUSTICE FRANK CLARKE

Mr Justice Frank Clarke, a graduate of UCD, was appointed a High Court judge in 2004 having had a very successful career as a barrister and senior counsel. In 2008, he was appointed chairman of the Referendum Commission for the Lisbon Treaty referendum.

PÁDRAIG O RIORDAIN, MANAGING PARTNER, ARTHUR COX

Pádraig has been Managing Partner of Arthur Cox since 2003 and was named European Managing Partner of the Year 2009. He led the Arthur Cox team which assisted with the legal aspects of the design and implementation of the three major pieces of legislation relating to the banking crisis, the Covered Institutions (Financial Support) Act 2008, the Anglo Irish Bank Corporation Act 2009 and the National Asset Management Agency Act 2009.

DR. NEIL MADDOX B.L.

Neil Maddox is a practising barrister in the area of commercial and property law and a Lecturer in the School of Business and Law in the National University of Ireland, Maynooth. He is also the author of *Mortgages: Law and Practice* (Round Hall, 2007) and *The Land and Conveyancing Law Reform Act – A Commentary* (Round Hall, 2009) and is currently working on the forthcoming *Housing Authority Law* (Round Hall, 2010).

GERARD HOGAN S.C.

is a senior counsel. He is the author on the third edition of Hogan & Morgan, *Administrative Law in Ireland* (Round Hall).

GARRETT SIMONS S.C. is a senior counsel specialising in planning and environmental law. Garrett is the author of *Planning and Development Law* 2nd edition (Round Hall 2007). He is a graduate of Trinity College, Dublin and has previously lectured both in Trinity College and the King's Inns. Garrett was one of the first judicial research assistants appointed to the Judges of the superior courts.

JOHN BRESLIN B.L.

John Breslin, Barrister-at-Law is a practicing barrister in the commercial, chancery and administrative law area. He specializes in banking and financial securities. He is the author of *Banking Law* (Round Hall) and is currently working on a new edition of that landmark text.

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REGISTRATION FORM

NAMA – THE LEGAL IMPLICATIONS FOR YOUR PRACTICE

Saturday, 6th March, 2010 (9 am to 1.30 pm). The Westbury Hotel, Grafton Street, Dublin 2

Registration fee: €325.00 per delegate

Price includes attendance at the conference, your comprehensive conference folder (containing papers relating to the conference sessions, which serve as a useful reference and as an aide-memoire afterwards), coffee/tea on arrival.

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Cancellations policy:

If you have to cancel your booking, please send us a written cancellation (by letter or fax to 01 662 5302 or e-mail to info@roundhall.ie not less than 10 working days before the conference (i.e. before Monday, 22nd February 2010). No telephone cancellations will be accepted. A refund of your conference fee less an €80 administrative charge will then be sent to you. After 22nd February 2010 we cannot accept any cancellations and the full fee is payable. Failure to attend the conference will be regarded as a late cancellation and your payment will be forfeited.

Substitute delegates can be accepted at any time, without charge. Please phone the Conference Administrator on 01 662 5301 to let us know the name of the substitute.

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