

Job description

Job Title: Locum Solicitor

Department: Actions against Police & State

Reporting to: Partners and Head of Department

The role

- To undertake fee earning work
- To make a positive contribution to the work of the department and to the firm

Our Actions against Police & State Team represents a diverse cross-section of claimants, journalists and NGOs in providing the full range of remedies for those who have been abused at the hands of the state. These include representing bereaved families in Inquests and Inquiries, civil actions against detaining authorities (including police, immigration, prison and healthcare providers) and judicial review claims in a variety of contexts. The areas covered include:

- Inquests and Inquiries
- Assault, false imprisonment, wrongful arrest and malicious prosecution
- Breaches of the Human Rights Act
- Complaints against detaining, and other, authorities
- Complaints to relevant regulators such as the GMC, NMC, CQC and HSE
- Race, sex and disability discrimination claims
- Negligence and Misfeasance
- Breach of confidence
- Misuse of private information
- Modern day trafficking and slavery
- Judicial review claims

Professional qualification

3 years PQE upwards

Key responsibilities

The fee earner is responsible to the firm as a whole for the effective and efficient conduct of clients' cases in accordance with the overall policies and objectives of the firm, and for proactive development and promotion of the firm's high standards and reputation. All the firm's qualified lawyers (other than trainees) are specialists, and although they may have some opportunity to work outside their field of specialism, it will account for the very great majority of their fee earning work.

For fee earning and case management purposes, the manager to whom the fee earner is responsible is the partner who heads the department in which the fee earner works. For other purposes (e.g. in relation to issues relating to equipment or accommodation) the manager may be the partner with responsibility for the issue in question.

The post primarily involves (with the support and assistance where necessary and available of other staff, including the partners) the following:

1. dealing effectively with enquiries from referral agencies and direct from prospective new clients so as to assess the nature of the matter and whether it falls within the firm's area of practice, and in a case where the firm is unable to act, identifying alternative sources of advice where appropriate;
2. accepting instructions from new clients, and in so doing advising them on (a) of the likely costs and means of funding the advice, (b) of the firm's terms of business and (c) confirming all such advice in writing in accordance with the professional requirements of the Law Society/SRA;
3. obtaining a realistic sum of money on account of costs and disbursements or, subject to approval, entering into a standard private retainer or conditional fee agreement with the client, or obtaining public funding;
4. notifying where appropriate the court, registry, tribunal, Home Office or other body and any other party and/or their solicitors of the firm's interest, and maintaining all necessary correspondence;
5. undertaking such legal and factual research as is necessary for the case;
6. providing or contributing to detailed, high quality specialist advice to the client in Public Law & Human Rights law matters including regulatory issues;
7. drafting representations and letters before claim;
8. undertaking all necessary preparation of the case or matter, including instructing specialist counsel, assisting with the preparation and drafting of pleadings where appropriate, preparing documents for disclosure, taking the client's proof(s) of evidence, proofs of witnesses including expert witnesses, obtaining and perusal of all necessary documents, preparing and delivering instructions to experts where appropriate, attending or arranging attendance at conferences, consultations, or hearings, confirming with the requirements of the CPR or other applicable rules of procedure;
9. maintaining a full and orderly file with comprehensive attendance notes of all meetings and telephone calls, and, where appropriate, following the firm's system of time recording;
10. when appropriate, invoicing the client by delivery of a detailed narrative bill and applying for further private funds on account; alternatively, applying for legal aid funds on account of disbursements, where necessary making interim claims for costs; ensuring the prompt payment of disbursements; and at the conclusion of a matter delivering papers to a costs draftsman and expediting the taxation process;
11. facilitating claims for costs on an *inter partes* basis and from the Legal Aid Agency;
12. at the conclusion of any matter, giving the client all advice necessary at that stage, including advice as to the firm's policy as to retention and destruction of papers;
13. at all times, having strict regard to the Solicitors Regulation Authority and the Law Society's Standards of Professional Conduct and Ethics, and in particular to the strict requirement of confidentiality of clients' affairs;
14. liaison within the firm with other fee earners engaged in similar and / or related cases matters or clients with a view both to maximising efficiency and avoiding conflicts of interest;
15. maintaining such financial records and supplying such financial information as may be required by the Law Society/SRA or the firm, including providing calculations of work in progress from time to time; and adhering so far as possible to the billing target which will be calculated from time to time after consultation with the fee earner;
16. becoming familiar with and observing the internal requirements of the firm as to file opening and closure, accounting procedures, and the maintenance of all necessary records and any other administrative requirement;
17. working effectively and efficiently with the non fee earning staff;

18. becoming familiar with and making best and most effective use of the firm's equipment;
19. attending as required at meetings within departments or otherwise to review case work or for the purposes of supervision;
20. maintaining and developing good quality referral sources so as to ensure the continuing profitability of the department and firm;
21. working in liaison with the department head and/or Marketing and/or independently to promote the department and firm
22. attending such training as may be approved by the firm as will be necessary to fulfil the Solicitors Regulation Authority and the Law Society's requirements and to maintain (and to supply to the Chief Executive) a record of all training undertaken and points earned; and
23. completing and maintaining as necessary any professional documentation or records (such as a Practising Certificate) as the Law Society/SRA or any other professional body may require.

Person specification

The successful applicant will be responsible for developing an active and interesting caseload dealing with Actions against the Police and State.

Essential qualities for this role are:

Knowledge

- a solid understanding of the key principles of law and relevant legal procedures and a desire to excel when using them as a lawyer;
- knowledge of and commitment to the professional duties of a solicitor or employed barrister, as applicable;
- knowledge of the public funding system and LAA procedures as well as knowledge of private funding and CFA arrangements (training will be provided where needed);

Ability

- an understanding of, and ability to advise, clients from a wide range of backgrounds both orally and in writing on complex legal issues (including the ability to adapt styles appropriate to the needs of different types of clients);
- the ability to draft persuasive representations and letters before claim, statements of case (when appropriate), witness statements and other documents;
- the ability to make sound strategic decisions when advising and during litigation to achieve the best results for clients whether in settlements or at trial;
- a good understanding of the Civil Procedure Rules;
- willingness to keep up to date with developments in the law by reading relevant publications and attending appropriate courses and meetings;
- ability to research, analyse and evaluate complex fact patterns, legal concepts and related issues;
- a personal client base which is expanding and which will sustain a commercially viable practise in the future;
- interest in and ability to develop links with potential referral organisations (as our work is largely dependent on referrals from satisfied clients and organisations);
- an interest in developing the practice areas by writing, lecturing and networking through a variety of forums is necessary;
- strong financial management skills in managing clients, cases and internally to develop and sustain their practice
- effective, capable advocate with strong, appropriate communication skills - instilling confidence in clients, adaptive and persuasive;
- ability to think creatively to accomplish clients objectives
- the ability to work as part of a team and attend and contribute to and organise regular departmental meetings;

- a positive role model, actively developing junior members of the team, provides guidance and supervision;
- the ability to win cases via effective settlements and at trial;
- to be fully familiar with the CFA regime and insurance issues; to be fully familiar with the cost budgeting regime and proportionality issues; to be fully familiar with funding and costs issues generally post LASPO.

Competencies

The **key** competencies for the role are set out below:

Client Care

- Establishes and maintains strong relationships with clients and organisations.
- Is reliable in delivery of services to clients.
- Understands the need for client confidentiality and is conscious of it at all times, both inside and outside of the office.

Personal Effectiveness

- Upholds the Values and Code of Conduct of the firm.
- Uses technical skills and expertise to perform role to the highest standards.
- Manages workload effectively with good time management, is organised and understands that others will be affected by poor management.

Communication

- Uses a balanced, fair, thoughtful and consistent communication style.
- Is able to identify and articulate key messages clearly and succinctly (verbally and in writing).
- Has a professional and confident style with clients and colleagues.
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- Commercial Awareness
- Identifies business opportunities and new ways of delivering services for the firm and shares those with colleagues.
- Identifies, assesses and manages case and financial risk in accordance with the firm's policies.
- Manages billing/costs administration - money on account, unpaid bills, minimising WIP, cash collection in a timely manner etc.
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Management & Leadership

- Exercises good, informed judgement with decisions that are understood and communicated effectively.
- Delegates with trust, clearly understood, agreed responsibilities and deadlines and clear reporting lines.
- Is self disciplined, organised and effective and does not impact negatively on others.

Self Development

- Agrees objectives that are specific, measureable, achievable, realistic, relevant and time bound.
- Recognises and values achievements of others.
- Is self aware and seeks support for own development.

Please refer to the Solicitors 'Competency Framework' for full details.