Welcome to Thomson Reuters® Round Hall 2021 catalogue. Inside, you will find details of the latest editions of much-loved works, as well as introductions to new titles which are sure to become firm favourites. New editions for 2021 include: the fifth edition of Buckley on Insurance Law by Declan Buckley and Austin J. Buckley, the second edition of Criminal Procedure in the District Court by Genevieve Coonan and Kate O’Toole, the third edition of The Law of Credit and Security by Mary Donnelly, the second edition of Damages by Tadhg Dorgan and Peter McKenna, the second edition of Judicial Review of Criminal Proceedings by Derek Dunne, the third edition of Simons on Planning Law by David Browne and the second edition of Drunken Driving by David Staunton. We are pleased to announce our newest Round Hall title in its first edition: Summary Summons Practice and Procedure by Kenneth P. Hyland.

Take a look inside for more information on each. To browse our full catalogue of titles, visit www.sweetandmaxwell.co.uk/roundhall.

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Buckley on Insurance Law

5th Edition
Declan Buckley and Austin J. Buckley

Buckley on Insurance Law is the authoritative work on the subject of Irish insurance law and is the reference of choice for all practitioners. The book is now the acknowledged reference on matters of insurance law in Ireland and is cited authoritatively in the courts and in arbitrations.

The new edition deals with the major areas of non-marine and non-life Insurance and the legal principles underpinning them. It deals comprehensively with the implications of the recent UK and Irish decisions in relation to policy interpretation.

- Features numerous cases relating to Insurance and Insurance law decided in Ireland and the UK since 2016.
- Deals with the legislative changes introduced by the Consumer Contracts Insurance Act 2019.
- All chapters have been revised and rewritten to incorporate recent developments, and many have been expanded to cover areas not previously addressed in previous editions.
- Revises and updates the content generally on the main classes of non-marine and non-life insurance.

About the Authors
Declan Buckley SC
Graduate of University College Cork (BCL) in 1985 and Kings Inns (BL) in 1987. Called to the Bar in 1987 and to the Inner Bar in 2009. An accredited mediator, he has successfully mediated many policy disputes. He has furnished advice to insurers and policyholders on all aspects of insurance law over the years. He also has extensive litigation experience and acted in numerous insurance cases in the courts, at mediations and at arbitration.

Austin J Buckley, Dip Law, B.C.L. LLM, FCII.
Worked in the insurance industry for almost 40 years beginning as an underwriter of motor, property and liability insurance and then as managing director of a major firm of insurance brokers. A Fellow of the Chartered Insurance Institute and a chartered insurance practitioner, he obtained his qualifications in law from University College Cork. An independent consultant since 1998, he provided professional advice and expert witness support to policyholders, insurers, brokers, loss adjusters, and the legal profession. He has given expert evidence at numerous arbitrations and in High Court proceedings.
Criminal Procedure in the District Court

2nd Edition
Genevieve Coonan & Kate O’Toole

December 2021
9780414078499
€175

This title is also available on Westlaw IE and as an eBook on Thomson Reuters ProView

This title is an essential brief-case companion for anyone practising criminal law in the District Court, providing detailed analysis in an accessible, user-friendly style and layout. Criminal Procedure in the District Court provides a complete explanation of the workings of the District Court, alongside an in-depth analysis of the related rules, case law and legislation. As well as answering many of the procedural questions that arise in the District Court, it also provides useful defences in respect of the most commonly prosecuted criminal offences, e.g. Public Order offences.

The new edition provides the practitioner with a comprehensive and definitive analysis of practice and procedure in this Court. It is an extensive commentary of the District Court Rules, referring to reported and unreported decisions of the courts, legislation and practice directions.

A step-by-step guide to criminal procedure in the District Court, this easily accessible reference tool provides you with invaluable analysis and interpretation and is up to date with all important case law and legislation.

Criminal Procedure in the District Court provides a concise interpretation of the Rules applicable in the Circuit Court, saving you time and giving you confidence in Court as you can be sure of the exact practice and procedure.
The Law of Credit and Security

3rd Edition

Mary Donnelly

The third edition of this text provides a comprehensive update of all aspects of this fast-moving area of law and regulation, encompassing credit and debt, and the operation of security. This edition also includes expanded treatment of personal debt restructuring and bankruptcy.

New content includes:

- Detailed analysis of changes to the European and Irish regulatory frameworks for credit service providers.
- In-depth consideration of consumer law developments, including the role of the Unfair Terms in Consumer Contracts Regulations 1995 in home loan repossessions.
- Detailed analysis of the Personal Insolvency Act 2012, as amended, and the body of case law which has emerged.
- Detailed analysis of the impact of the amendments to the Bankruptcy Act 1988 and the body of case law which has developed.
- Includes fully up-to-date analysis of relevant case law on all aspects of credit and security.

About the Author

Mary Donnelly is a Professor of Law at University College Cork. She has collaborated on projects funded by the European Commission, the Irish Research Council for the Humanities and Social Sciences, the National Children's Office, the Irish Research Council, the Wellcome Trust and the Irish Hospice Foundation, and has acted as consultant for public agencies and legal firms. She is joint chair of the HSE National Consent Advisory Group and of the HSE Assisted-Decision-Making Commencement Steering Committee and is a member of the National Research Ethics Committee and of the Mental Health Commission Legislation Committee. She was a visiting fellow at Monash University, Melbourne, Australia (2002), the London School of Economics (2009) and University College London in 2016.
The second edition of **Damages** is designed as a reference work for practitioners who deal with day-to-day litigation and advisory work. It is written to assist lawyers on discrete issues on quantum and recent practice with the calculation of damages, together with academic commentary.

The law of damages is a fast-paced and constantly changing area that straddles all aspects of the law. The first edition of this title was the first Irish publication on the issue of damages generally, and the new edition consolidates its success with fully updated chapters taking account of the present law.

The book aims to provide practitioners with a guide to approaching and quantifying the issue of quantum. As well as providing commentary on general principles of approaching quantum such as contributory negligence, the book also deals with substantive areas. Such areas range from personal injuries and contract, to more discrete areas of statutory damages and misfeasance.

The new edition includes commentary on possible litigation arising out of the Covid-19 pandemic; a consideration of federal actions in the United States against laboratories arising from the misreading of cervical smear tests; together with helpful appendices on samples of damages awarded in Ireland and the recently approved judicial guidelines for the award of personal injury general damages.

**About the Authors**

Tadhg Dorgan BCL (NUI) is a barrister-at-law of King's Inns Dublin and of the Inns of Court of Northern Ireland, Middle Temple.

Peter McKenna BA (Dub) M. Phil (Cantab) is a barrister-at-law.
Judicial Review of Criminal Proceedings

2nd Edition

Derek Dunne

The second edition of Judicial Review of Criminal Proceedings contains a full and up-to-date exposition and analysis of judicial review as it applies at all stages of criminal proceedings. It incorporates a thorough and detailed analysis of the new Order 84 of the Rules of the Superior Courts that came into effect shortly after the publication of the first edition in 2011, as well as all important case law of the superior courts and all legislative developments in the time since.

The second edition also contains an entirely new exposition and analysis of judicial review as it arises or applies following conviction and sentence, including: analysis of the relationship between judicial review and Article 40.4.2 of Bunreacht na hÉireann 1937; judicial review of prison conditions; and judicial review of decisions of the executive concerning temporary release, remission, enhanced remission, etc.

Judicial review has assumed increased importance in areas such as prison conditions; decisions of the executive concerning applications for temporary release, remission and enhanced remission; and warrants.

New to this edition

• Amended Order 84 of the Rules of the Superior Courts.
• Entirely new section on language rights in criminal proceedings and judicial review.
• New section on judicial review of warrants (including bench warrants, arrest warrants, search warrants and committal warrants).
• New section on blameworthy prosecutorial delay in criminal proceedings involving children and the Children Act 2001.
• New section on judicial review of decisions of the executive concerning temporary release, remission and enhanced remission.
• All chapters have been substantially revised and rewritten to incorporate all important recent legislative and judicial developments.

About the Author

Derek Dunne is a practising barrister. He holds BCL and LLM degrees from NUI Cork and is a fellow of the Chartered Institute of Arbitrators. He is also the co-author of Arbitration Law, 3rd edition (Round Hall, 2018).
This new title provides a comprehensive analysis of summary litigation. This easy-to-follow reference tool provides practitioners with in-depth analysis of relevant case law and covers all identifiable hurdles one may meet when litigating on summary summons.

The text covers the technical necessities for special indorsement of claim, motions and affidavits as well as an examination of the case law. Technical necessities for Special Indorsement of Claim, motions and affidavits are covered, as well as an examination of the case law which has defined what contents are necessary. In addition there is extensive discussion on the test for summary judgment and what is required for a defendant to be granted leave to defend.

• An easy-to-understand reference that provides an invaluable analysis and interpretation.
• Up to date and including a fulsome analysis of the rules of court, practice directions, case law and procedures involved in litigation on summary summons.
• A step-by-step guide to litigation on summary summons and defending summary summons actions.

About the Author

Kenneth P. Hyland BL is a practicing barrister specialising in banking, finance and securities.
The Land and Conveyancing Reform Acts: A Commentary

Neil Maddox

The new edition of *The Land and Conveyancing Reform Acts: A Commentary* provides a comprehensive section-by-section analysis of the Land and Conveyancing Act 2009 and its amending legislation. This Act is the most important piece of legislation relating to land and conveyancing law, making this unique book a must-have. The extensive commentary refers to reported and unreported decisions of the courts, legislation and practice directions.

This is a highly accessible reference tool provides you with invaluable analysis and interpretation of this major piece of legislation, and is of relevance to such diverse areas of legal practice as Banking Law, Finance and Securities, Insolvency Law, Contracts as well as Property Law and Conveyancing. A plethora of case law has been decided since the inception of the Act and this work incorporates this law into its analysis of the statutes.

This essential and readable guide that brings out new key changes in this area of law and provides those practitioners in the field as well as non-specialists with an excellent, convenient and portable guide for regular daily reference.

**New content in this edition includes:**

- Legislative changes introduced by the Land and Conveyancing (Law Reform) Acts 2013–2019, featuring numerous cases relating to land and conveyancing law since the Act’s inception in 2009.
- All chapters have been revised and rewritten to incorporate recent developments and case law relating to the Land and Conveyancing Acts.
- Incorporation of the plethora of case-law relating to the enforcement of mortgages as well as the new rules in relation to easements, co-ownership and lites pendens.
- A consideration of how the act has been implemented in the courts by the new Order 72A of the Rules of the Superior Courts and the new Order 46A of the Circuit Court Rules.

**About the Author**

Neil Maddox BCL PhD is a practising barrister and an associate professor in law at Maynooth University.
Administrative Law

2nd Edition

Matthew Holmes

This second edition of the Administrative Law Nutshell provides busy students and practitioners with a comprehensive overview of administrative law in Ireland. It concisely explains the core principles and concepts of this dynamic and important part of Irish law. Administrative law is a core requirement to enter the King’s Inns. In particular, this text provides a helpful and detailed revision tool for the complex area of judicial review, which currently accounts for about a third of the cases in the High Court.

Features:
• Explains basic principles and highlights key cases and statutes.
• A simple introduction to administrative law for students that covers complex areas of law clearly and concisely, providing understanding of an important area of law in the run up to exams.
• A detailed guide to the procedures expected to be followed by Administrators, and what can be considered to be unfair procedure.
• An easy-to-understand guide to judicial review, including judicial review procedure, judicial review remedies, who can take a judicial review and who and what can be subject to a judicial review.

New to this edition:
• Updates the first edition to take account of new statutory changes and Supreme Court case law.
• Deals with growth areas of judicial review such as planning law and asylum law.
• Brand new chapter on appeal administrative law cases.

Round Hall Nutshells is a series of books presenting the essentials of the law in clear, straightforward language. Designed with the busy student in mind, the Nutshell is perfect for exam preparation, with brief, clear explanations of key exam topics throughout.
Simons on Planning Law

3rd Edition

David Browne

In the long-awaited new edition of Simons on Planning Law, David Browne updates this comprehensive analysis of the area of planning law in Ireland to include developments in national and European case law since the previous edition, and reflects legal developments in the area since 2007.

Significant statutory changes have occurred since the previous edition, including the Planning and Development (Amendment) Acts of 2010, 2015, 2017 and 2018, as well as the Planning and Development (Housing) and Residential Tenancies Act 2016, all of which are dealt with in this volume.

In addition, there have been over 100 statutory instruments and numerous decisions of the CJEU and national courts in the area of planning law in the intervening period, between editions.

Features:

- Includes all relevant statutory provisions and case law.
- Provides a detailed analysis of the complex area of planning law.
- Enables practitioners to understand both substantive planning law and the procedural rules in judicial review applications, appeals and costs applications.

About the Author

David Browne BL is a practising barrister specialising in the areas of administrative, local government, planning, environmental and procurement law. He is the author of The Law of Local Government (second edition to be published by Round Hall in 2020) and co-author of Procurement Law in Ireland (Round Hall, 2018). David also lectures in Administrative Law and is the course co-ordinator of the Advanced Diploma in Planning and Environmental Law in the Honorable Society of King’s Inns.

Additional contributions have been provided for this edition by Conor Quinn BL (Chapters 10 and 18) and Brendan Slattery, Partner in McCann Fitzgerald (Chapter 16).
Recent developments in the Road Traffic Act 2016 and a number of important decisions from the Superior Courts have added to the mass of material to consider in what has been a notoriously complex area of law.

This new edition is a comprehensive update on the area of drunken driving and related intoxicant offences, providing detailed analysis of recent significant cases and legislative updates. The easy to understand text contains practical guidance for the prosecution and defence of drunken driving and related cases, and essential reference materials such as up-to-date disqualification periods and technical data.

New to this edition

- All chapters have been revised and rewritten to incorporate recent developments.
- Recent legislative developments are considered including the new drug driving statutory regime under of the Road Traffic Act 2016.
- A comprehensive update on recent case law including important developments following the decision of the Supreme Court in DPP v Avadenei [2018] 3 I.R. 215.
- Update on the law of disclosure in drunken driving cases including consideration of Oates v Browne [2016] 1 I.R. 481.
- Updated penalties and legislation in a user-friendly annex.

About the Author

David Staunton BL is a practising barrister specialising in criminal law and road traffic offences. David has considerable experience in defending intoxicated driving offences and has acted in some of the significant cases determined by the Superior Courts in recent times. David has also written and lectured extensively on the topic.
Commercial Law

3rd Edition

Fidelma White

This new 3rd edition includes developments in legislation and case law since the last edition, from Ireland, the EU and other important common law jurisdictions, not least the UK, as well as various proposals for reform which would impact on a wide variety of aspects of commercial law. In particular, such developments include:

• In Part 1 Introduction: developments in the e-commerce framework (e.g. the eIDAS Regulation) and Irish contract law, including in relation to the implication of terms in commercial contracts and unfair terms in consumer contracts.

• In Part 2 Agency: recent developments in Irish, UK and EU case law, for example, in relation to apparent authority and the self-employed commercial agents directive (Directive 86/653).

• In Part 3 Sale of Goods, etc.: important developments include Irish Supreme Court and Court of Appeal decisions on sale of goods, including on the meaning of merchantable quality and the use of retention of title clauses, as well as the new Directives on digital content and services (Directive 2019/770) and consumer sales (Directive 2019/771) to be transposed by 1 January 2022.

• In Part 4 on Finance: see in particular the EU (Payment Services) Regulations 2018 and the growing body of case law on undue influence and guarantees.

• Part 5 on Insurance has been updated to take account of the Consumer Insurance Contracts Act 2019 and the EU (Insurance Distribution) Regulations 2018.

• In Part 6 on International Trade developments include Incoterms 2020 and move towards the further digitalisation of trade documents.

• In Part 7 on IP: there have been significant developments including new copyright legislation (Copyright and Other Intellectual Property Provisions Act 2019); the new unitary EU patent regime (EU Regulations 1257/2012 and 1260/2012) and the TM reform package (Trademarks Directive 2015/2436 and Trademark Regulation 2015/2424), as well as significant developments in case law.

• In Part 8 on Dispute Resolution: the growing body of case law on the Arbitration Act 2010, as well as the Mediation Regulation 2011, the Mediation Act 2017, and the ongoing review of civil procedures rules.

About the Author

Fidelma White is a Senior Lecturer in Law at University College Cork. She was a member of the Sales Law Review Group (2008–2011) established to advise the Minister on reform of the law of sale of goods and related transactions; the Consumer Law Advisory Group to advise on the formulation of new consumer legislation (2012–2015) and the Attorney General’s Working Group on the Consumer Rights Bill 2021, as well as numerous EU research projects. She has researched and written on various aspects of Irish, English and EU commercial and consumer law.
McGrath on Evidence

3rd Edition
Declan McGrath & Emily Egan McGrath

McGrath on Evidence, by Declan McGrath and Emily Egan McGrath, is the third edition of the definitive book on evidence and is a must-have for the serious practitioner. Part of the Round Hall Brehon Library, McGrath on Evidence is unique in its breadth of coverage, scope and detail.

This essential practitioner work concentrates on Irish case law in relation to the law of evidence but also discusses relevant jurisprudence from other jurisdictions.

It deals not only with the law of evidence as it applies to criminal trials, but also the rules applicable in civil trials.

Features:

• Examines the concept of relevance and the basic rules governing the admissibility of evidence.

• Discusses the competence and compellability of witnesses, the rules and principles governing the examination of witnesses, previous consistent statements, and legislative provisions permitting evidence to be given by live television link and certificate.

• Analyses the various measures adopted to deal with the problems posed by unreliable evidence including accomplice evidence, the evidence of sexual complainants and children, and the rules regarding identification evidence.

• Reviews, in detail, all of the privileges available in criminal and civil proceedings, including legal professional privilege, without prejudice privilege and public interest privilege.

• Gives an in-depth review of the policy and constitutional basis for the protection in Irish law of the right not to be compelled to incriminate oneself and, in particular, the right of an accused not to testify, the right to silence of a criminal suspect, and the privilege against self-incrimination.

About the Authors

Declan McGrath is Senior Counsel who is also a co-author of Delany and McGrath on Civil Procedure.

Emily Egan McGrath is a practising barrister who is also a co-author of Delany and McGrath on Civil Procedure.
The third edition of *Child and Family Law* provides a comprehensive narrative of the law and practice of child and family law in Ireland while also considering international and European Union law in an Irish context. This practitioner-led text tracks the rapid changes in Irish family law and the emergence of new assisted reproductive technologies, which challenge settled assumptions around parentage and biological relationships.

The subject matter contained in the book provides an opportunity for examining the relationship that exists, or ought to exist, between child welfare and parental rights, and examines the rights and duties of parents and children in respect of each other. It considers how best to balance the welfare of children who may require care, with the right of children—and their families—to protection from unwarranted State intervention.

This greatly expanded edition provides a detailed account of recent developments in both child and family law. It considers the new constitutional provisions and several recent statutes as well as all the major judgments in the child and family law area. It also examines the updated District Court, Circuit Court and Superior Court Rules.

“This exceptional text... will be a most welcome addition to the bookshelves of anyone engaged in, or interested in exploring, all aspects of this important area of law.” Dr Fergus Ryan, Associate Professor in Law, Maynooth University

**About the Author**

Dr Geoffrey Shannon is a solicitor and leading authority in child law and family law. He is a former Chairperson of the Adoption Authority of Ireland and Special Rapporteur on Child Protection for the Irish Government. Earlier this year, the Government, on the recommendation of an Advisory Committee chaired by the Chief Justice, approved his appointment as a Senior Counsel.

Dr Shannon is the recipient of several awards for his work in the area of national and international family law.
Now in its seventh edition, *Equity and the Law of Trusts in Ireland* provides a comprehensive treatment and analysis of this area of the law. This updated and expanded new edition examines recent developments in relation to both trusts and equitable remedies. While it focuses on reviewing and analysing the law in this jurisdiction, extensive reference is also made to the relevant principles as they have developed in England and Wales, where appropriate, and in other common law countries such as Canada, Australia and New Zealand. Recognised as a key text by both students and practitioners, it also provides useful insights into likely future developments in this area of the law.

**New to this edition:**

- Examines significant recent judgments in this jurisdiction including the Supreme Court decisions in *ACC Loan Management Ltd v Rickard* [2019] *IESC 29* and *McGrath v Stewart* [2016] 2 I.R. 704.
- Includes an expanded chapter on constructive trusts with more detailed material on institutional and remedial constructive trusts and the features of fiduciary relationships.
- Analyses recent developments in the law relating to the grant of interlocutory injunctions and specific performance.
- Contains analysis of a number of decisions of the Court of Appeal which have clarified the principle that it is necessary to establish evidence of undue influence or other wrongdoing in order to succeed in proceedings against a third party financial institution where the latter seeks to enforce a guarantee.
- Examines key decisions of the Supreme Court of the United Kingdom in this field, such as *Patel v Mirza* [2017] A.C. 467 (on illegality) and of the Privy Council, such as in *Marr v Collie* (on common intention constructive trusts).
- Incorporates updated and expanded material from other common law jurisdictions in areas such as the administration of trusts and proprietary estoppel.

**About the Author**

Hilary Biehler has practised as a barrister and is Professor of Public Law in Trinity College Dublin. She has written extensively in the fields of equity and the law of trusts, civil procedure, and administrative law and is the author of a number of Thomson Reuters Round Hall titles.
Landlord and Tenant Law: The Residential Sector

2nd Edition

Jennifer Ring & Úna Cassidy

The second edition of Landlord and Tenant Law, The Residential Sector provides a comprehensive overview of the law relating to residential tenancies. The text simplifies the complexities of the Residential Tenancies Act 2004 and amending legislation, including the recently enacted Residential Tenancies (Amendment) Act 2019. It provides commentary on reported and unreported decisions of the courts, as well as tribunal decisions of the Residential Tenancies Board. The text includes practical examples and precedents for legal practitioners and those involved in the residential sector more generally, including landlords, tenants and letting agents. It is also a comprehensive reference source for students and academics.

Features:

• Consolidates the law relating to residential tenancies.

• Explains the procedure for carrying out a rent review and the restrictions that apply to increasing rent in rent pressure zones.

• Summarises the obligations that landlords and tenants must comply with.

• Provides a step-by-step guide to the dispute resolution process before the Residential Tenancies Board.

• Analyses key decisions before the courts and provides a comprehensive reference source of tribunal decisions before the Residential Tenancies Board.

• Details all key amendments introduced by the Residential Tenancies (Amendment) Act 2019, including the requirement that landlords register tenancies annually and the sanctions regime that now applies where landlords breach their obligations.

• Now includes practice notes – useful for both practitioners and landlords and tenants.

Useful precedents include:

• Rent review notices.

• Notices of termination.

• Court forms.
Criminal Liability

2nd Edition
Finnbarr McAuley & J. Paul McCutcheon

This work provides a systematic treatment of the general principles of criminal liability. It contains a detailed description and analysis of a broad range of topics. Distinctive features of this work are its strongly historical approach and the extensive use of comparative materials.

It takes a theoretical approach to the subject, its main emphasis being placed on the way criminal liability is managed in practice by the courts. The principles of liability are each examined for internal consistency and mutual compatibility. The book gives an examination of the different forms of liability, and draws firm conclusions on the limits of criminal liability in Ireland.

The second edition brings the work fully up to date in the almost 20 years since its first edition, making it an invaluable resource for students and practitioners alike.
Immigration, Asylum and Citizenship Law

2nd Edition

John Stanley

Immigration, Asylum and Citizenship Law is the first comprehensive statement of Irish Immigration, free movement, and citizenship law. It provides the practitioner with a clear overview of these areas of Irish law, and succinct analysis of the key legal issues, referring to reported and unreported decisions of the courts, legislation and administrative schemes.
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