

Commissioning and Contracts | Legal Insights, Perspectives and Tactics

VODG

2 November 2023

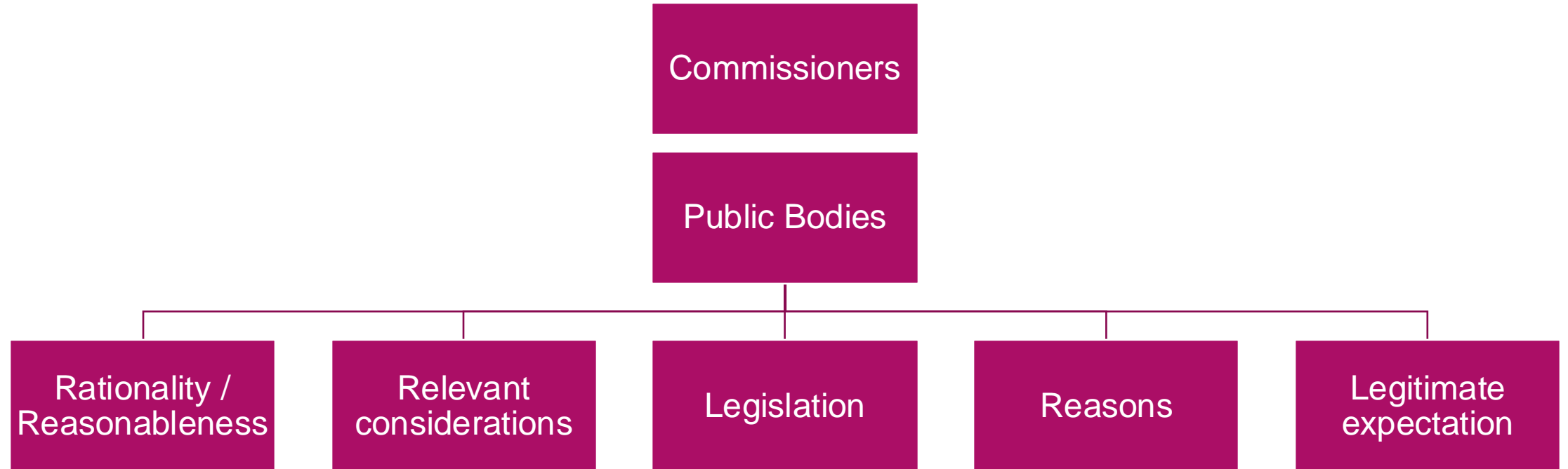
**What has been your biggest
issue over the last 18 months?**

What are we seeing in the market?



Are contractual terms your only options to resolve issues?

What public law duties?



What statutory duties?



**Have you threatened legal action
against Commissioners in the
last 18 months?**

Legal issues

Relevant
considerations

Standing Orders
/ scheme of
delegation

Legitimate
expectations

Protected
characteristics

Understanding
business
environment

Sustainability of
market

Inconsistencies

Timeframes

How can you tackle this?

	<h2>Contracts</h2>	<ul style="list-style-type: none">• Termination• Expiry• Annual fee uplifts
	<h2>Using pressure in the right way</h2>	<ul style="list-style-type: none">• Working in partnership• Legal involvement• Numbers / co-ordinated approach?
	<h2>Sustainability</h2>	<ul style="list-style-type: none">• Demonstrating deficit• Evidencing the sustainability issues• What are other Commissioners doing?

Key messages

Know your
contracts

Evidence
the issues

Strategic
pressure

Watch the
clock

Take advice

Understand
your end
goal

Contact

Charlotte Clayson

Partner

020 7423 8087

London

cclayson@towers.com

Follow us and join our online discussion



@towers



Towers & Hamlin



@towers_law