



Small Firms Legal News Update

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Cases

CRIMINAL PROCEDURE

R. v Adgyei (Jesse). [2016] EWCA Crim 1405. Court of Appeal (Criminal Division) (CA (Crim Div)). Bean LJ; Foskett J; Hickinbottom J. August 11, 2016

A Crown Court jury had no jurisdiction to consider the summary offence of resisting a police constable when it was included in an indictment with an indictable offence. Resisting a police constable was not listed in the Criminal Justice Act 1988 s.40(3) as an offence for which that route could be taken.

Appeal allowed

Legislation

EMPLOYMENT

Parental Bereavement Leave (Statutory Entitlement) Bill 2016 (HC Bill 60).

A Bill to make provision for statutory entitlement to leave of absence from employment for bereaved parents; and for connected purposes.

[Read the full text here](#)

Commons 1st Reading: 6/9/2016; 2nd Reading: 4/11/2016 provisional

Regulatory Developments

LEGAL ADVICE AND FUNDING

Civil/crime news: contract extensions activated. By Legal Aid Agency. 4 October 2016

The Legal Aid Agency states it is putting into effect the extensions that it gave notice of earlier in 2016 for the following contracts: 2010 Standard Civil Contract (mediation) to 31 March 2018 and the Crime Contingency Contract to 31 March 2017. It sets out details of new schedules, timings, and new schedule references.

[Read the full text here](#)

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News

EMPLOYMENT

Rudd calls on companies to reveal number of foreign workers. *Times*, 5 October 2016, 1. By Richard Ford. Also Reported in *Guardian*, 5 October 2016, 10; *Daily Telegraph*, 5 October 2016, 6

Speaking at the Conservative Party conference, the Secretary of State for the Home Department Amber Rudd announced that firms will be forced to reveal the proportion of their workforce which is international under government plans to shame bosses who fail to take on British staff. Ms Rudd questioned whether the test companies have to take before recruiting from abroad should be tightened. It is understood the proposals will apply to non-EU workers initially but could be extended to all non-British workers after Brexit.

Further Reading

FAMILY LAW

Nothing in common. *N.L.J.* 2016, 166(7717), 7-8. By Sarah Greer.

Analyses the rights in family homes on the separation of cohabitating couples. Explains how the courts must rely on long-established trust principles and interpreting case law that is often conflicting and vague, and notes the lack of meaningful reform. Advises on the importance of cohabitating couples agreeing shares in the family home at the outset and formally recording it, such as through a declaration of trust or cohabitation agreement.

Cases referred: *Graham-York v York*~ [2015] EWCA Civ 72; [2016] 1 F.L.R. 407 (CA (Civ Div)); *Martin v Williams*~ unreported 16 February 2016 (HC); *Stack v Dowden*~ [2007] UKHL 17; [2007] 2 A.C. 432 (HL)