

Adjudication Panel Rule Changes Approval

Purpose: For decision

Author: Director of Strategy and External Relations

Approver: Chief Executive

Summary

This paper sets out the proposed amendments and additions to the Adjudication Panel rules that will be submitted to the Legal Services Board for approval and reports on one change that was agreed under the LSB's new exemption procedure.

Recommendations

The Council is asked to agree that an application to the Legal Services Board be prepared to make the following amendments and additions to the Adjudication Panel rules and procedures as set out in the consultation document:

1. Amendments to the Adjudication Panel Rules 2015
 - a. The addition of definitions relating to the Adjudicator and Adjudication Assistant and to clarify the difference between the Adjudication Panel Chair and a Chair of a Panel for a particular case
 - b. Removal of the role of Deputy Chair, a role which is not used
 - c. A requirement for the Adjudication Panel Chair to be a legally qualified lay person
 - d. To provide provenance for the Adjudication Panel Chair to delegate
 - e. Amendment of the title of Adjudication Panel Rules to the Adjudication Panel Constitution Rules
2. Amendments to the Adjudication Panel Disciplinary Procedure Rules
3. The Creation of the Adjudication Panel Licensing and Recognition Rules
4. The Creation of the Adjudication Panel Restoration Procedure Rules
5. The Creation of the Adjudication Panel Fraud & Error Rules

Relevant Regulatory Objectives

The work of the Adjudication Panel and the proposed changes to its rules support the delivery of the following regulatory objectives:

RO1 - protect and promote the public interest

RO2 - support the constitutional principle of the rule of law

RO4 - protect and promote the interests of consumers

RO8 - promote and maintain adherence to the professional principles

Financial impact

The only financial impact arising from these changes relates to the appointment of an additional member of the Adjudication Panel.

Diversity and inclusion impact

There are no D&I impacts arising from these proposals. The appointment of members of the Adjudication Panel will be subjected to a diversity analysis.

Communication requirements

The submission of the application to the LSB will be published on the CLC website and reported in the CLC's newsletter. The LSB's decision will be communicated similarly.

Relevant CLC Principal Risks

The proposals in this paper relate to the following principal risk:

PR6 - Not delivering on the CLC Strategy