

10th May 2000

The Law Society of Northern Ireland European Communities (Lawyer's Practice) Regulations 2000

The Council of the Law Society of Northern Ireland, in exercise of the power conferred in them by Regulation 4 and Schedule 2 to the European Communities (Lawyer's Practice) Regulations 2000 and all other powers enabling them in that behalf, and with the concurrence of the Lord Chief Justice of Northern Ireland, hereby make the following Regulations for the purpose mentioned in Article 25 of the said Regulations.

- 1 These Regulations shall be cited as the "The Law Society of Northern Ireland European Communities (Lawyer's Practice) Regulations 2000", and shall come into operation on 22nd May 2000.
- 2 (a) The Interpretation Act (NI) 1954 shall apply to the interpretation of these Regulations as it applies to a Statutory instrument.

(b) Other expressions in these Regulations have the meanings assigned to them by the Solicitors' (NI) Order 1976 or the European Communities (Lawyer's Practice) Regulations 2000 (herein after referred to as "the Order" and the "Principal Regulations" respectively).
- 3 Any European lawyer established or seeking to be established in the United Kingdom and wishing to pursue in Northern Ireland such professional activities as fall to be regulated by the Society, which are subject to the Principal Regulations, shall apply to be registered by the Society on the application form REL I contained in Schedule I to these regulations.
- 4 On receipt of an application pursuant to Regulation 3, the Society shall grant or reject such registration in accordance with the provisions of Regulations 15 - 20 of the Principal Regulations.

- 5 (a) Once a European lawyer has been registered with the Society, in accordance with Regulation 4, the Regulations specified in paragraph (b) of this Regulation made by the Society pursuant to its powers under the Order in relation to the professional conduct of solicitors shall apply to the professional conduct of the registered European lawyers in the same manner as they apply to solicitors.
- (b) The Regulations applied to the conduct of registered European lawyers by paragraph (a) of this Regulation are: -
- (i) Solicitors' Compensation Fund Regulations 1976;
 - (ii) Solicitors' Professional Indemnity Insurance Regulations 1976;
 - (iii) Solicitors' Practice Regulations 1987;
 - (iv) Solicitors' Overseas Practice Regulations 1989;
 - (v) Solicitors' Practice (Cross Border Code of Conduct) Regulations 1989;
 - (vi) Solicitors' (Property Selling) Practice Regulations 1990;
 - (vii) Solicitors' (Incorporated) Practice Regulations 1990;
 - (viii) Solicitors'(Disciplinary Proceedings) Regulations 1990;
 - (ix) Solicitors'(Insolvency Practitioners) Regulations 1991;
 - (x) Practising Certificate Regulations 1992 (as amended);
 - (xi) Solicitors' Practice (Qualified Assistant) Regulations 1992;
 - (xii) Solicitors' Investment Business Rules 1992;
 - (xiii) Solicitors' (Conflict of Interest) Practice Regulations 1993;
 - (xiv) Solicitors' Advertising (Amendment) Regulations 1994;

(xv) Solicitors' (Advertising, Public Relations and Marketing) Practice Regulations 1997;

(xvi) Solicitors' Accounts Regulations 1998.

(c) References to "solicitor" and "solicitors" in the provisions listed in paragraph (b) of this Regulation shall where appropriate be read as references to "registered European lawyer" or "registered European lawyers" as appropriate, and all other terms and references therein shall be construed accordingly and in a manner compatible with the provisions of the Principal Regulations.



SCHEDULE 1
Application for Registration as a lawyer
Established under the European Establishment
Directive 98/5/EC of 16th February 1998.

Personal Details

Surname Date of birth

Form of address Place of birth

(for example Mr/Mrs/Miss/Ms/Dr/Prof)

Sex Nationality

First Names

Current Practising Details Please use a separate sheet to give details of additional addresses. If more than one firm, please give full details, using a separate sheet if necessary.

Professional title in home Member State

Firm's (or organisation's) name

Principal address of firm (or organisation) in the home Member State	Address to which correspondence should be sent <i>(if different)</i>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>

Principal address of firm (or organisation) in the host Member State	Address to which correspondence should be sent <i>(if different)</i>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>

Current status*	Sole Principal <input type="checkbox"/>	Consultant <input type="checkbox"/>
	Partner <input type="checkbox"/>	*Other <input type="checkbox"/>
	Assistant <input type="checkbox"/>	

* Please tick appropriate box

* If other, please give details

Name and address of the Law Society, Bar, Chamber and/or Court within whose jurisdiction you are admitted.
 If there is more than one, please give the name and address for each. Use a continuation sheet if necessary.

1.	<input type="text"/>	2.	<input type="text"/>
	<input type="text"/>		<input type="text"/>
	<input type="text"/>		<input type="text"/>
	<input type="text"/>		<input type="text"/>
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	<input type="text"/>		<input type="text"/>
	<input type="text"/>		<input type="text"/>
	<input type="text"/>		<input type="text"/>

Date of Admission Date of Admission

Have you completed your training? Yes No

Are you currently entitled to practise as a member of the legal profession(s) to which you belong?*

Yes No

Are you currently covered by professional indemnity insurance?
 If yes, please provide details, including conditions and extent of cover as verified by your insurers.

Yes No

Please attach certificate of attestation from your home jurisdiction and any other jurisdiction in which you are admitted.

Previous Application

Have you previously made an application for registration under the Establishment Directive:

In our jurisdiction? Yes No

In another jurisdiction? Yes No

If yes, which one(s)

If you have answered <<yes>> to either you must give full details overleaf, including details of acceptances/refusals elsewhere.

* This includes, for example, holding a current practising certificate if that is required for practice in that jurisdiction. If you have answered <<no>>, give details under the Material events section on page 3.

Material events

Have formal proceedings alleging professional misconduct by you been started before a court or disciplinary tribunal although there has been no decision yet?

Have you ever been struck off or suspended from practice as a result of disciplinary proceedings?

Have you suffered from any other disciplinary sanctions?

Are there any material events relating to your fitness to practise which have occurred since your last application (if any) for registration (e.g. bankruptcy)?

* If you answered yes to any of the above questions, please give full details (use a separate sheet if necessary).

Fee Calculation

Please make cheques payable to

Fees must be paid in £ sterling.

Please return the form with fees to:

Law Society of Northern Ireland
Law Society House
98 Victoria Street
BELFAST BT1 3JZ
Tel: 028 9023 1614 Fax: 028 9023 2606
e-mail info@lawsoc-ni.org

Declaration

I declare that the information supplied on this form is complete and correct at the date of application.

I agree to tell the (host Bar/Law Society) immediately of any significant changes in the information provided in this form which occur between now and the decision on my application.

I agree to abide by the rules of professional conduct of the (host Bar/Law Society) during the period of my registration, and I also agree that my Home Bar(s)/Law Society(ies) and the (host Bar/Law Society) can freely exchange all relevant information about my professional activities.

Signed: Date:

Name:

NB: This declaration must be properly signed and dated. If any details are omitted from your form (or are apparently incorrect), it may be returned to you and will delay your application.