

Direction 5 issued under Part 3 of Schedule 4 to the Legal Services Act 2007 to the Bar Standards Board

1. This is a direction issued pursuant to paragraph 19(3) of Schedule 4 to the Legal Services Act 2007 (the “**Act**”).
2. Unless stated otherwise, words defined in the Act have the same meaning when used in this direction.
3. In accordance with paragraph 19(3) of Schedule 4 to the Act, the Board hereby directs that the following alterations to regulatory arrangements are exempt alterations for the purposes of paragraph 19(2)(c) of Schedule 4:
 - (a) Alterations by the Bar Standards Board to the Interim Suspension Rules at Annex N of the Bar Code of Conduct as set out below:
 - i. Amendments to the definitions section to include approved regulator, authorised body, recognised body and Complaints Committee and Conviction.
 - ii. Amendments to references to the PPC in the interim suspension rules. The PPC was the Professional Conduct and Complaints Committee and the title of this Committee has now changed to ‘Complaints Committee.’
 - iii. The term ‘lay representative’ has been replaced with the term ‘lay member’ to bring the rules in line with the Complaints rules and DT regulations.
 - iv. Amendments to the ‘Referral to a Suspension Panel’ section to make provision for when a barrister is convicted by another approved regulator of misconduct and is sentenced to suspension or termination of his right to practice in a recognised body.
 - v. The addition of a commencement provision stating that the rules will not be applied in respect of any conviction by an approved regulator prior to the date that the amended rules come into force.
 - (b) Alterations by the Bar Standards Board to ensure that reference to the Bar Council and the Bar Standards Board is internally consistent within the Code.
 - (c) Alterations by the Bar Standards Board to ensure that reference to the Training Regulations is accurately recorded within the Code.
4. This direction is to be deemed made on and to be effective from 30 April 2010.

For and on behalf of the Legal Services Board

30 April 2010