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STATUTORY INSTRUMENTS

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**2019 No. 375**

The Services of Lawyers and Lawyer's Practice  
(Revocation etc.) (EU Exit) Regulations 2019

PART 3

Transitional provision and consequential amendments

**Transitional provisions: the 2000 Regulations**

- 5.—(1) This regulation applies where—
- (a) an individual was a registered European lawyer immediately before exit day;
  - (b) an individual made before exit day an application for registration under regulation 16 of the 2000 Regulations (application to be entered on a register) and—
    - (i) that application had not been decided before exit day;
    - (ii) the application had been rejected, or deemed to be rejected, under regulation 19 of the 2000 Regulations (time limit for decision and notification by professional body) and an appeal against that decision had not been finally determined or withdrawn before exit day; or
    - (iii) the application had been rejected, or deemed to be rejected, under regulation 19 of the 2000 Regulations before exit day but an appeal against that decision was not made until on or after exit day;
  - (c) an individual's registration as a registered European lawyer was suspended before exit day and—
    - (i) that suspension does not end until on or after exit day;
    - (ii) an application to terminate that suspension or an appeal against that suspension had not been finally determined or withdrawn before exit day;
    - (iii) an appeal against any determination of an application to terminate that suspension had not been finally determined or withdrawn before exit day;
    - (iv) an appeal against that suspension was not made until on or after exit day; or
    - (v) any appeal against any determination of an application to terminate that suspension was not made until on or after exit day;
  - (d) an individual's registration as a registered European lawyer was withdrawn or revoked before exit day by the professional body with whom that individual had been registered and—
    - (i) an appeal against that withdrawal or revocation had not been finally determined or withdrawn before exit day; or
    - (ii) an appeal against that withdrawal or revocation was not made until on or after exit day.

(2) The provisions of the 2000 Regulations mentioned in paragraph (3) continue to have effect in relation to an individual referred to in paragraph (1) until immediately before the end of the transitional period, as if not revoked by regulation 3 but subject to any modifications specified in paragraph (3).

(3) The provisions referred to in paragraph (2) are—

- (a) regulation 2 (interpretation), modified so that paragraph (1) has effect as if—
  - (i) in the definition of “competent authority”, “to undertake the activities required by the Directive set out in that regulation” were omitted; and
  - (ii) the definition of “Qualifications Regulations” were omitted;
- (b) regulation 3 (purpose of regulations), modified so that it has effect as if paragraphs (1) and (3) were omitted;
- (c) regulation 4 (competent authorities);
- (d) regulation 5(1) and (2) (exchange of information), but paragraph (1) modified so that it has effect as if for “In order to facilitate the application of the Directive and to prevent its provisions from being misapplied, a professional body” there were substituted “A professional body”;
- (e) regulations 6 to 9 (practice of professional activities, title to be used and joint practice);
- (f) regulation 10 (notification of joint practice), modified so that it has effect as if the reference to “with which he intends to register” were a reference to “with which he has applied for registration”;
- (g) regulations 11 to 20 (representation in legal proceedings, property transactions, probate, legal aid and registration);
- (h) regulations 23 to 27 (evidence of registration and regulation and discipline);
- (i) regulation 29 (application by registered European lawyer), modified so that paragraph (1) has effect as if “under regulation 34(a) of the Qualifications Regulations” were omitted;
- (j) regulations 30 to 37 (applications for exemption, practice under title of solicitor or barrister and modification of enactments);
- (k) Schedules 1 to 5.

(4) In this regulation and regulation 6 “registered European lawyer” has the same meaning as in regulation 2(1) of the 2000 Regulations as it had effect immediately before exit day.