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STATUTORY INSTRUMENTS

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**2019 No. 695**

**EXITING THE EUROPEAN UNION  
LEGAL PROFESSION, ENGLAND AND WALES  
LEGAL PROFESSION, NORTHERN IRELAND**

The Services of Lawyers and Lawyer's Practice  
(Amendment) (EU Exit) Regulations 2019

*Made - - - - 23rd March 2019*

*Coming into force in accordance with regulation 1*

The Lord Chancellor, in exercise of the powers conferred by section 8(1) of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018<sup>(1)</sup>, makes the following Regulations.

In accordance with paragraph 1(3) of Schedule 7 to that Act a draft of this instrument has been laid before Parliament and approved by resolution of each House of Parliament.

**Citation, commencement and extent**

1.—(1) These Regulations may be cited as the Services of Lawyers and Lawyer's Practice (Amendment) (EU Exit) Regulations 2019 and come into force immediately before exit day.

(2) These Regulations extend to England and Wales and Northern Ireland.

**Interpretation**

2. In these Regulations “the Revocation Regulations” means the Services of Lawyers and Lawyer's Practice (Revocation etc.) (EU Exit) Regulations 2019<sup>(2)</sup>.

**Amendments to the Revocation Regulations**

3.—(1) The Revocation Regulations are amended as follows.

(2) In regulation 1(2) (citation, commencement and extent), for “8(2) and (4)” substitute “8(4)”.

(3) In the heading to regulation 4, after “Order” insert “and disciplinary proceedings”.

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(1) 2018 c.16.  
(2) S.I. 2019/375.

(4) In regulation 4(1)(a) (transitional provision: the 1978 Order), after “exit day” insert “against a European lawyer (within the meaning of article 2 of the 1978 Order as it had effect immediately before exit day) who is not an individual to whom regulation 4A applies”.

(5) After regulation 4 insert—

**“Transitional provision: the 1978 Order and Switzerland**

**4A.—**(1) This regulation applies to—

(a) a European lawyer who is—

- (i) a national of the United Kingdom or a Swiss national; and
- (ii) established in Switzerland; or

(b) a European lawyer who is integrated into the regular labour market of Switzerland and who is posted for the provision of carrying on professional activities in England and Wales or Northern Ireland by their employer who is established in Switzerland.

(2) For the purposes of this regulation, “European lawyer” has the same meaning as in article 2 of the 1978 Order as it had effect immediately before exit day.

(3) Subject to paragraph (4), the 1978 Order continues to have effect in relation to a European lawyer to whom this regulation applies as if the Order were not revoked by regulation 3 but were subject to the modifications specified in paragraph (5) until whichever is the later of—

- (a) the end of the period of five years beginning with exit day; or
- (b) if the period referred to in sub-paragraph (a) is extended in accordance with Article 23(2) of the Agreement between the United Kingdom of Great Britain and Northern Ireland and the Swiss Confederation following the withdrawal of the United Kingdom from the European Union and the free movement of persons agreement, the end of that period as extended<sup>(3)</sup>.

(4) A European lawyer may only carry on professional activities in accordance with the 1978 Order—

- (a) on the basis of a written contract or contracts which were concluded, and the performance of which started, before exit day; and
- (b) for a period not exceeding 90 days in total in a calendar year.

(5) The modifications to the 1978 Order referred to in paragraph (3) are that article 2 (interpretation) of that Order has effect as if—

(a) for the definition of “country of origin” there were substituted—

““country of origin”, in relation to a European lawyer, means the state listed in column 1 of the table in the definition of “European lawyer” in which that lawyer acquired his authorisation to pursue professional activities and if he is authorised in more than one of those states, it means any of those states;”;

(b) in the definition of “own professional authority”—

- (i) after “means an authority” there were inserted “in Switzerland”; and
- (ii) “in his member State of origin” were omitted.”.

(6) In regulation 5 (transitional provisions: the 2000 Regulations)—

(a) in paragraph (1), after “This regulation applies” insert “, subject to paragraph (1A),”;

(3) A copy of the agreement is available from Judicial and Legal Services Policy, Ministry of Justice, 102 Petty France, London SW1H 9AJ or at [www.gov.uk](http://www.gov.uk)

- (b) after paragraph (1) insert—
  - “(1A) This regulation does not apply where regulation 5A or 8A applies.”;
- (c) in paragraph (3)—
  - (i) in sub-paragraph (e), for “6 to 9” substitute “6, 7 and 9”; and
  - (ii) after sub-paragraph (e) insert—
    - “(ea) regulation 8 (joint practice), modified so that paragraph (a) (ii) has effect as if after “registered European lawyer” there were inserted “(including a registered European lawyer within the meaning of regulation 2(1) as it has effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit Regulations 2019)”; and
- (d) in paragraph (4) omit “and regulation 6”.
- (7) After regulation 5 insert—

**“Transitional provision: the 2000 Regulations and Swiss lawyers**

- 5A.—**(1) This regulation applies to a Swiss lawyer.
- (2) For the purposes of this regulation, “Swiss lawyer” means a national of the United Kingdom or a Swiss national who—
- (a) immediately before exit day was authorised in Switzerland to pursue professional activities under the professional title of *Avocat*, *Advokat*, *Rechtsanwalt*, *Anwalt*, *Fürsprecher*, *Fürsprech* or *Avvocato*; or
  - (b) had started but not yet completed their professional qualifications before exit day in order to be authorised in Switzerland to pursue professional activities under one of the professional titles referred to in sub-paragraph (a) but who completed their qualifications and were so authorised before the end of the period of four years beginning with exit day.
- (3) The provisions of the 2000 Regulations mentioned in paragraph (6) continue, subject to paragraphs (4) and (5), to have effect in relation to a Swiss lawyer as if not revoked by regulation 3 but with the modifications specified in paragraph (6).
- (4) The provisions of the 2000 Regulations referred to in paragraph (3) cease to have effect in relation to a Swiss lawyer at the end of the period of four years beginning with exit day unless—
- (a) the Swiss lawyer is a registered European lawyer immediately before the end of that period;
  - (b) the Swiss lawyer had applied before the end of that period for registration under regulation 16 of the 2000 Regulations (as it has effect by virtue of this regulation) and—
    - (i) that application had not been decided before the end of that period;
    - (ii) the application had been rejected, or deemed to be rejected, under regulation 19 of the 2000 Regulations (as it has effect by virtue of this regulation) and an appeal against that decision had not been finally determined or withdrawn before the end of that period; or
    - (iii) the application had been rejected, or deemed to be rejected, under regulation 19 of the 2000 Regulations (as it has effect by virtue of this regulation) but an appeal against that decision was not made until at or after the end of that period;

- (c) the Swiss lawyer's registration as a registered European lawyer was suspended before the end of the period of four years beginning with exit day and—
- (i) that suspension does not end until at or after the end of that period;
  - (ii) an application to terminate that suspension or an appeal against that suspension had not been finally determined or withdrawn before the end of that period;
  - (iii) an appeal against any determination of an application to terminate that suspension had not been finally determined or withdrawn before the end of that period;
  - (iv) an appeal against that suspension was not made until at or after the end of that period; or
  - (v) any appeal against any determination of any application to terminate that suspension was not made until at or after the end of that period;
- (d) the Swiss lawyer's registration as a registered European lawyer was withdrawn or revoked before the end of the period of four years beginning with exit day by the professional body with whom that lawyer had been registered and—
- (i) an appeal against that withdrawal or revocation had not been finally determined or withdrawn before the end of that period; or
  - (ii) an appeal against that withdrawal or revocation was not made until at or after the end of that period.
- (5) The provisions of the 2000 Regulations referred to in paragraph (3) cease to continue to have effect in relation to a Swiss lawyer where that lawyer—
- (a) was a registered European lawyer before the end of the period of four years beginning with exit day, but
  - (b) ceases to be registered at or after the end of that period with the relevant professional body under regulation 17 of the 2000 Regulations (as it has effect by virtue of this regulation).
- (6) The provisions referred to in paragraph (3) are—
- (a) regulation 2 (interpretation), modified so that—
    - (i) paragraph (1) has effect as if—
      - (aa) in the definition of “competent authority”, “to undertake the activities required by the Directive set out in that regulation” were omitted;
      - (bb) the definition of “home State” were omitted;
      - (cc) the definition of “home professional title” were omitted;
      - (dd) the definition of “Irish barrister” were omitted;
      - (ee) the definition of “Irish solicitor” were omitted;
      - (ff) the definition of “Qualification Regulations” were omitted; and
      - (gg) after the definition of “solicitors’ professional bodies” there were inserted—
 

““Swiss professional title” means, in relation to a European lawyer, any of the professional titles specified in paragraph (4) under which that lawyer is authorised in Switzerland to pursue professional activities.”;
    - (ii) paragraph (2) has effect as if—
      - (aa) in sub-paragraph (a), for “of a State listed in paragraph (4)” there were substituted “a Swiss national”; and

- (bb) in sub-paragraph (b), for “any of the States listed in paragraph (4)” there were substituted “Switzerland” and for “that paragraph” there were substituted “paragraph (4)”; and
- (iii) for paragraph (4) (including the table) there were substituted—
  - “(4) The professional titles referred to in the definitions of “Swiss professional title” in paragraph (1) and “European lawyer” in paragraph (2) are Avocat, Advokat, Rechtsanwalt, Anwalt, Fürsprecher, Fürsprech or Avvocato.”;
- (b) regulation 3 (purpose of regulations), modified so that it has effect as if—
  - (i) paragraph (1) were omitted; and
  - (ii) in paragraph (3), after “1978” there were inserted “as that Order has effect by virtue of regulation 4A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”;
- (c) regulation 4 (competent authorities);
- (d) regulation 5 (exchange of information), modified so that it has effect as if—
  - (i) in paragraph (1)—
    - (aa) 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”; and
    - (bb) for sub-paragraph (c) there were substituted—
      - “(c) an authority in Switzerland which has been designated by Switzerland under the Directive as a competent authority in Switzerland.”; and
  - (ii) in paragraph (3), for “a State listed in regulation 2(4)” there were substituted “Switzerland”;
- (e) regulation 6 (practice of professional activities), modified so that it has effect as if for “home professional title”, in both places where it occurs, there were substituted “Swiss professional title”;
- (f) regulation 7 (title and description to be used by a registered European lawyer), modified so that it has effect as if—
  - (i) in paragraph (1)(a), for “his home State” there were substituted “Switzerland”; and
  - (ii) in paragraph (2)—
    - (aa) in sub-paragraph (a), for “home professional title” there were substituted “Swiss professional title” and for “his home State” there were substituted “Switzerland”; and
    - (bb) in sub-paragraph (b), for “that State” there were substituted “Switzerland”;
- (g) regulation 8 (joint practice), modified so that it has effect as if—
  - (i) for “home professional title”, in the first place where it occurs, there were substituted “Swiss professional title”;
  - (ii) in paragraph (a)(ii) after “registered European lawyer” there were inserted “(including a registered European lawyer within the meaning of regulation 2(1) as it has effect by virtue of regulation 5 of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”); and

- (iii) for paragraph (b) there were substituted—
  - “(b) with another European lawyer who is practising on a permanent basis under their Swiss professional title in Switzerland.”;
- (h) regulation 9 (name of joint practice), modified so that paragraph (1) has effect as if—
  - (i) for “his home State” there were substituted “Switzerland”; and
  - (ii) for “home professional title” there were substituted “Swiss professional title”;
- (i) regulation 10 (notification of joint practice), modified so that it has effect as if for “his home State” there were substituted “Switzerland”;
- (j) regulation 11 (representation in legal proceedings);
- (k) regulation 12 (property transactions), modified so that it has effect as if “unless he has a home professional title obtained in Denmark, the Republic of Ireland, Finland, Sweden, Iceland, Liechtenstein, Norway, the Czech Republic, Cyprus, Hungary or Slovakia” were omitted;
- (l) regulation 13 (probate), modified so that it has effect as if “unless he has a home professional title obtained in Denmark, Germany, the Republic of Ireland, Austria, Finland, Sweden, Iceland, Liechtenstein, Norway, Cyprus or Slovakia” were omitted;
- (m) regulation 14 (legal aid);
- (n) regulation 15 (establishment and maintenance of registers of European lawyers);
- (o) regulation 16 (application to be entered on a register), modified so that it has effect as if—
  - (i) in paragraph (1) for “home professional title” there were substituted “Swiss professional title”; and
  - (ii) in paragraph (2) for “each home State under whose home professional title” there were substituted “Switzerland under whose Swiss professional title”;
- (p) regulation 17 (registration by professional body), modified so that it has effect as if for “the home State” there were substituted “Switzerland”;
- (q) regulation 18 (restrictions on registration), modified so that it has effect as if paragraphs (2) and (3) were omitted;
- (r) regulation 19 (time limit for decision and notification by professional body);
- (s) regulation 20 (appeal by European lawyer);
- (t) regulation 23 (evidence of registration);
- (u) regulation 24 (publication of names of registered European lawyers);
- (v) regulation 25 (rules of professional conduct applicable), modified so that it has effect as if for “home professional title” there were substituted “Swiss professional title”;
- (w) regulation 26 (disciplinary proceedings applicable);
- (x) regulation 27 (disciplinary proceedings against a registered European lawyer), modified so that it has effect as if—
  - (i) in paragraph (1)(a), for “his home State” there were substituted “Switzerland”;
  - (ii) in paragraph (2)—
    - (aa) for “Subject to paragraph (3), where” there were substituted “Where”;
    - (bb) for “the registered European lawyer’s home State” there were substituted “Switzerland”; and

- (cc) for “the home professional title” there were substituted “his Swiss professional title”;
  - (iii) paragraph (3) were omitted; and
  - (iv) in paragraph (4), for “the registered European lawyer’s home State” there were substituted “Switzerland”;
  - (y) regulation 28 (disciplinary proceedings against a solicitor or barrister), modified so that it has effect as if—
    - (i) for “a State listed in regulation 2(4)” there were substituted “Switzerland”; and
    - (ii) for “that State” there were substituted “Switzerland”;
  - (z) regulation 37 (modification of enactments); and
  - (aa) Schedules 1 to 5.
- (7) In this regulation “registered European lawyer” has the same meaning as in regulation 2(1) of the 2000 Regulations as it has effect by virtue of this regulation.”.
- (8) In regulation 6(1) (transitional provision: offence of pretending to be a registered European lawyer), omit “until immediately before the end of the transitional period”.
- (9) In regulation 7 (transitional provision: disciplinary proceedings)—
  - (a) in paragraph (2)(a)(ii), after “regulation 5” insert “or 5A”;
  - (b) in paragraph (3)(a)(ii), after “regulation 5” insert “or 5A”; and
  - (c) in paragraph (4)(a)(ii), after “regulation 5” insert “or 5A”.
- (10) In regulation 8 (transitional provision: applications for entry into profession of solicitor or barrister)—
  - (a) in paragraph (1), after “This regulation applies” insert “, subject to paragraph (1A),”; and
  - (b) after paragraph (1)(c) insert—

“(1A) This regulation does not apply where regulation 8A applies.”.
- (11) After regulation 8 insert—

**“Transitional provision: applications by Swiss lawyers for entry into profession of solicitor or barrister**

**8A.**—(1) This regulation applies to a Swiss lawyer to whom regulation 5A applies.

(2) Part 5 of the 2000 Regulations continues to have effect in relation to a Swiss lawyer referred to in paragraph (1) as if not revoked by regulation 3, but subject to paragraph (3) and the modifications specified in paragraph (4).

(3) Any application made under regulation 29 of the 2000 Regulations (as it has effect by virtue of this regulation) for an exemption from a requirement to pass an aptitude test must be made before the end of the period of four years beginning with exit day.

(4) The modifications to Part 5 of the 2000 Regulations referred to in paragraph (2) are—

- (a) regulation 29 (application by registered European lawyer) is modified so as to have effect as if—
  - (i) in paragraph (1), “under regulation 34(a) of the Qualification Regulations” were omitted; and
  - (ii) in paragraphs (2)(b) and (3)(b) and (c), for “home professional title” there were substituted “Swiss professional title”; and

- (b) regulation 36 (practice under the title of solicitor or barrister) is modified so as to have effect as if—
- (i) in paragraph (2)—
    - (aa) for “home professional title”, in both places where it occurs, there were substituted “Swiss professional title”; and
    - (bb) for “his home State”, in both places where it occurs, there were substituted “Switzerland”; and
  - (ii) in paragraph (3), for “home professional title”, in both places where it occurs, there were substituted “Swiss professional title”.
- (12) In the Schedule—
- (a) in paragraph 1(1)(a)(ii) (Solicitors Act 1974), after “regulation 5” insert “or 5A”;
  - (b) in paragraph 2(1)(a)(ii) (Solicitors (Northern Ireland) Order 1976), after “regulation 5” insert “or 5A”;
  - (c) in paragraph 3 (Rehabilitation of Offenders (Exceptions) Order (Northern Ireland) 1979), after “regulation 5” insert “or 5A”;
  - (d) in paragraph 4 (County Courts (Northern Ireland) Order 1980), after “(right of audience)” insert “(but this is subject to the saving made by regulation 4A)”;
  - (e) in paragraph 5 (Legal Aid, Advice and Assistance (Northern Ireland) Order 1981), after “(interpretation)” insert “(but this is subject to the saving made by regulation 4A)”;
  - (f) in paragraph 6 (Magistrates’ Courts (Northern Ireland) Order 1981), after “(appearance by counsel or solicitor)” insert “(but this is subject to the saving made by regulation 4A)”;
  - (g) in paragraph 7(a)(ii) (County Courts Act 1984), after “regulation 5” insert “or 5A”;
  - (h) in paragraph 8 (Administration of Justice Act 1985)—
    - (i) for sub-paragraph (2) substitute—
 

“(2) In section 9(8) (recognition of legal services bodies and of sole solicitors’ practices), in the definition of “registered European lawyer”, after “2000” insert “, as that regulation has effect by virtue of regulation 5 or 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”.”;
    - (ii) omit sub-paragraph (3);
  - (i) in paragraph 9(a)(ii), after “regulation 5” insert “or 5A”;
  - (j) in paragraph 10(a)(ii), after “regulation 5” insert “or 5A”;
  - (k) in paragraph 11(1)(a)(ii), after “regulation 5” insert “or 5A”;
  - (l) in paragraph 12 (Access to Justice (Northern Ireland) Order 2003), after “regulation 5” insert “or 5A”;
  - (m) in paragraph 13 (Legal Services Act 2007)—
    - (i) for sub-paragraph (4) substitute—
 

“(4) In section 190 (legal professional privilege), in subsection (5), in paragraph (i) after “(S.I. 1978/1910)” insert “, as it has effect by virtue of regulation 4A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”.”;
    - (ii) for sub-paragraph (5) substitute—
 

“(5) Until sub-paragraph (4) comes into force, section 190(5) has effect as if—



- (a) in paragraph (i), after “(S.I. 1978/1910)” there were inserted “, as it has effect by virtue of regulation 4A of the Services of Lawyers and Lawyer’s Practice (Revocation etc) (EU Exit) Regulations 2019”; and
- (b) at the end of paragraph (i) for “.” there were substituted “, or” and after that paragraph there were inserted—
  - “(j) a European lawyer not within paragraph (h) or (i) who is registered with a professional body under—
    - (i) regulation 17 of the European Communities (Lawyer’s Practice) Regulations 2000 as it has effect on and after exit day by virtue of regulation 5 or 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019; or
    - (ii) regulation 17 of the European Communities (Lawyer’s Practice) (Scotland) Regulations 2000, as it has effect on and after exit day.”;
- (iii) for sub-paragraph (6), substitute—
  - “(6) In Schedule 3, in paragraph 7 (European lawyers)—
    - (a) after “(S.I. 1978/1910)” insert “, as it has effect by virtue of regulation 4A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”; and
    - (b) after “that order” insert “, as it has effect by virtue of that regulation”;
- (iv) for sub-paragraph (7) substitute—
  - “(7) In Part 2 of Schedule 5 (rights of authorised persons during transitional period)—
    - (a) in paragraph 5—
      - (i) in sub-paragraph (1)(b) for “home professional title” substitute “Swiss professional title”; and
      - (ii) in sub-paragraph (3)—
        - (aa) in the definition of “European regulations”, after “(S.I. 2000/1119)” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”; and
        - (bb) for “home professional title” substitute “Swiss professional title”;
    - (b) until paragraph (a) of this sub-paragraph comes into force, paragraph 5 has effect as if—
      - (i) in sub-paragraph (1)(b) after “home professional title” there were inserted “or Swiss professional title”; and
      - (ii) in sub-paragraph (3)—
        - (aa) in the definition of “European regulations”, after “(S.I. 2000/1119)” there were inserted “, as they have effect on and after exit day by virtue of regulation 5 or 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”; and

- (bb) after ““home professional title”” there were inserted “, “Swiss professional title””;
- (c) in paragraph 7(4), in the definition of “registered European lawyer”, after “(S.I. 2000/1119)” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019,”;
- (d) until paragraph (c) of this sub-paragraph comes into force, paragraph 7(4) has effect as if, in the definition of “registered European lawyer”, after “(S.I. 2000/1119)” there were inserted “, as they have effect on and after exit day by virtue of regulation 5 of 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019,”;
- (e) in paragraph 8—
  - (i) in sub-paragraph (1)(b) for “home professional title” substitute “Swiss professional title”; and
  - (ii) in sub-paragraph (3)—
    - (aa) in the definition of “European regulations”, after “(S.I. 2000/1119)” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”; and
    - (bb) for “home professional title” substitute “Swiss professional title”;
- (f) until paragraph (e) of this sub-paragraph comes into force, paragraph 8 has effect as if—
  - (i) in sub-paragraph (1)(b) after “home professional title” there were inserted “or Swiss professional title”;
  - (ii) in sub-paragraph (3)—
    - (aa) in the definition of “European regulations”, at the end there were inserted “, as they have effect on and after exit day by virtue of regulation 5 or 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”; and
    - (bb) after “home professional title” there were inserted “, “Swiss professional title””;
- (v) for sub-paragraph (8) substitute—
  - “(8) In Part 3 of Schedule 18 (immigration advice and immigration services: transitional provisions)—
    - (a) in paragraph 20—
      - (i) in sub-paragraph (1), for “home professional title” substitute “Swiss professional title”; and
      - (ii) in sub-paragraph (3)—
        - (aa) in the definition of “European regulations”, after “(S.I. 2000/1119)” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”; and

- (bb) for “home professional title” substitute “Swiss professional title”;
- (b) until paragraph (a) of this sub-paragraph comes into force, paragraph 20 has effect as if—
  - (i) in sub-paragraph (1), after “home professional title” there were inserted “or Swiss professional title”;
  - (ii) in sub-paragraph (3)—
    - (aa) in the definition of “European regulations”, after “(S.I. 2000/1119)” there were inserted “, as they have effect on and after exit day by virtue of regulation 5 or 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”;
    - (bb) after “home professional title” there were inserted “, “Swiss professional title””;
- (c) in paragraph 22—
  - (i) in sub-paragraph (1), for “home professional title” substitute “Swiss professional title”;
  - (ii) in sub-paragraph (3)—
    - (aa) in the definition of “European regulations”, after “(S.I. 2000/1119)” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”;
    - (bb) for “home professional title” substitute “Swiss professional title”;
- (d) until paragraph (c) of this sub-paragraph comes into force, paragraph 22 has effect as if—
  - (i) in sub-paragraph (1), after “home professional title” there were inserted “or Swiss professional title”;
  - (ii) in sub-paragraph (3)—
    - (aa) in the definition of “European regulations”, after “(S.I. 2000/1119)” there were inserted “, as they have effect on and after exit day by virtue of regulation 5 or 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”;
    - (bb) after “home professional title” there were inserted “, “Swiss professional title””;
- (vi) for sub-paragraph (9) substitute—
  - “(9) In Schedule 22 (transitional and transitory provision)—
    - (a) in paragraph 15(1)(d), after “(S.I. 2000/1119)” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”;
    - (b) until paragraph (a) of this sub-paragraph comes into force, paragraph 15(1)(d) has effect as if after “(S.I. 2000/1119)” there were inserted “, as they have effect on and after exit day by virtue of regulation 5 or 5A of the

- Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”.”;
- (n) in paragraph 15 (Financial Guidance and Claims Act 2018)—
- (i) in sub-paragraph (2)(a)—
    - (aa) for “omit” substitute “in”; and
    - (bb) after “European lawyers” insert “, after “(S.I. 2000/1119)” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”;
  - (ii) in sub-paragraph (2)(b)—
    - (aa) for “omit” substitute “in”; and
    - (bb) after “European lawyers” insert “, after “2000” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019”;
  - (iii) in sub-paragraph (3)—
    - (aa) in paragraph (a), after “regulation 5” insert “or 5A”; and
    - (bb) in paragraph (b), after “regulation 5” insert “or 5A”;
  - (iv) in sub-paragraph (4)(a)—
    - (aa) for “omit” substitute “in”; and
    - (bb) for “(but not the “and” following it)” substitute “after “(S.I. 2000/1119)” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019””;
  - (v) in sub-paragraph (4)(b)—
    - (aa) for “omit” substitute “in”; and
    - (bb) for “(and the “and” preceding it)” substitute “after “2000” insert “, as they have effect by virtue of regulation 5A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019””; and
  - (vi) in sub-paragraph (5)—
    - (aa) in paragraph (a), after “regulation 5” insert “or 5A”; and
    - (bb) in paragraph (b), after “regulation 5” insert “or 5A”;
- (o) in paragraph 16 (Compensation (Exemptions) Order 2007), after “regulation 5” insert “or 5A”;
- (p) in paragraph 17(2) (Solicitors (Disciplinary Proceedings) Rules 2007) after “regulation 5”, in both places where it occurs, insert “or 5A”;
- (q) in paragraph 18 (Solicitors’ (Non-Contentious Business) Remuneration Order 2009), after “regulation 5” insert “or 5A”; and
- (r) in paragraph 19 (Legal Services Act 2007 (Designation as a Licensing Authority) (No. 2) Order 2011)—
- (i) for “omit” substitute “in”; and
  - (ii) after “1978” insert “after “6(c)” insert “, as they have effect by virtue of regulation 4A of the Services of Lawyers and Lawyer’s Practice (Revocation etc.) (EU Exit) Regulations 2019””.

23rd March 2019

*Lucy Frazer*  
Parliamentary Under Secretary of State  
Ministry of Justice

**Status:** This is the original version (as it was originally made).

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## **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations are made in exercise of the powers conferred by section 8(1) of the European Union (Withdrawal) Act 2018 (c. 16) in order to address failures to retained EU law to operate effectively and other deficiencies (in particular under section 8(2)(c) of that Act) arising from the withdrawal of the United Kingdom from the European Union.

These Regulations make amendments to the Lawyers Services and Lawyer's Practice (Revocation etc.) (EU Exit) Regulations 2019.

A full impact assessment of the effect that this instrument will have on the costs of business, the voluntary sector and the public sector is available from Judicial and Legal Services Policy, Ministry of Justice, 102 Petty France, London, SW1H 9AJ and is published alongside this instrument at [www.legislation.gov.uk](http://www.legislation.gov.uk).