

**Approval of the Regulations for the Appointment and Service of Council Members 2020 made by the Council for Licensed Conveyancers (CLC) to the Legal Services Board (LSB) under paragraph 4(3) of Schedule 3 to the Administration of Justice Act 1985 (“AJA”)**

1. The LSB has approved an application made by the CLC to the LSB under paragraph 4(3) of Schedule 3 to the AJA.
2. In accordance with paragraph 4(3) of Schedule 3 to the AJA, the Board has approved amendments to the scheme prepared by the CLC that makes provisions for eligibility, appointment and tenure of persons to its Council:

*CLC Regulations for the Appointment and Service of Council Members 2020 (“Appointment Regulations”)*

***Proposed changes***

3. The proposed amendments carry over the CLC Regulations for the Appointment and Service of Council Members 2019 (the 2019 Appointment Regulations) with three changes. The changes are to amend definitions of Lay Chair and Lay Member and to insert the definition of Lay Person.

*Lay Chair*

4. The proposed alterations amend the definition of “Lay Chair” from “the Chair of the Council who has never been a Licensed Conveyancer, a Licensed CLC Practitioner, nor an Authorised Person in relation to an activity that is a reserved legal activity” to “the Chair of the Council who is a Lay Person”.

*Lay Person*

5. The proposed alterations insert and restate the definition of “Lay Person” within paragraphs 2(4) and 2(5) of Schedule 1 to the Legal Services Act 2007 (the “Act”), but subsection (2) of the definition in the Appointment Regulations replaces “appointed day” within the Act with “1 January 2010 (‘the appointed day’)”, which is the date that section 13 of the Act came into force. The CLC’s application notes that the definition of Lay Person contains more categories than the definitions of Lay Chair and Lay Member in the 2019 Appointment Regulations and therefore restricts who is able to perform these duties. The CLC says that the change will not impact any current Council members’ appointments.

*Lay Member*

6. The proposed alterations amend the definition of “Lay Member” from “a person who has never been a Licensed Conveyancer, a Licensed CLC Practitioner, nor an Authorised Person in relation to an activity that is a reserved legal activity” to “a member of the Council who is a Lay Person”.

### ***LSB assessment***

7. The proposed amendments to the Appointment Regulations are made to refine previous changes to the Appointment Regulations which were made to comply with the LSB's Internal Governance Rules 2019 and were approved on 18 October 2019.
8. A copy of the proposed amendments to the regulations was submitted to the Board on 6 April 2020.
9. The LSB's decision is to approve the amendments. This approval is to be deemed made on and to be effective from 22 April 2020.

**For and on behalf of the Legal Services Board  
22 April 2020**