

Schedule of proposed amendments to the Disciplinary Bye Laws (2026)

1. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the words '*Professional Standards Department*' from the definition for '**Conduct Department**' and replace with '*Regulation & Conduct division*'.
2. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' insert a new definition for '**Constructive Engagement**' which will state:
'Constructive Engagement is a process which can be used for the resolution of a **conduct matter** relating solely to **regulated activities** if certain criteria are met (as set by the ICAEW Regulation & Conduct Board) which involves the **Conduct Department** referring the **conduct matter** to the relevant **regulatory committee** to consider making a **Constructive Engagement Order**.'
3. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' insert a new definition for '**Constructive Engagement Order**' which will state:
'Constructive Engagement Order means an order which may be made by the relevant **regulatory committee** under the relevant **regulatory committee regulations** and in accordance with the **Constructive Engagement** process, by which it shall dispose of the **conduct matter** referred to that committee.'
4. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the words '*PSD Chief Officer*' from the definition for '**fitness to practise application**' and replace with '*Chief Officer Regulation & Conduct*'.
5. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the words '*PSD Chief Officer*' from the definition for '**fitness to practise proceedings**' and replace with '*Chief Officer Regulation & Conduct*'.
6. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the word '*Regulatory*' from the definition for '**Fitness to Practise Regulations**' and replace with '*Regulation & Conduct*', so that the Board name reads '*ICAEW Regulation & Conduct Board*'.
7. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the word '*Regulatory*' from the definition for '**Guidance**' and replace with '*Regulation & Conduct*', so that the Board name reads '*ICAEW Regulation & Conduct Board*'.
8. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the word '*Regulatory*' from the definition for '**Guidance on sanctions**' and replace with '*Regulation & Conduct*', so that the Board name reads '*ICAEW Regulation & Conduct Board*'.

9. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the word '*Regulatory*' from the definition for '**ICAEW Regulatory Board**' and replace with '*Regulation & Conduct*', so that the Board name reads '*ICAEW Regulation & Conduct Board*'.
10. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the word '*Regulatory*' from the definition for '**IDRs**' and replace with '*Regulation & Conduct*', so that the Board name reads '*ICAEW Regulation & Conduct Board*'.
11. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the words '*PSD Chief Officer*' from the definition for '**PSD Chief Officer**' and replace with '*Chief Officer Regulation & Conduct*'.
12. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the words '*Professional Standards Department*' from the definition for '**PSD Chief Officer**' and replace with '*Regulation & Conduct division*' and move the whole definition so that it is listed in the correct alphabetical order.
13. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the word '*Regulatory*' from the definition for '**RACAC**' and replace with '*Regulation & Conduct*', so that the Board name reads '*ICAEW Regulation & Conduct Board*'.
14. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' insert a new definition for 'regulatory committee regulations' which will state:
'regulatory committee regulations' means the regulations which are for the time being in force for the relevant **regulatory committee**, namely the Audit Regulations, the Local Audit Regulations, the DPB (Investment Business) Handbook, the DPB (Consumer Credit) Handbook, the Insolvency Licensing Regulations, the Legal Services Regulations, the Licensed Practice Handbook and the Professional Indemnity Insurance Regulations as amended from time to time.'
15. At Disciplinary Bye Law 2.1 '**Definitions and interpretation**' delete the word '*Regulatory*' from the definition for '**serious conviction**' and replace with '*Regulation & Conduct*', so that the Board name reads '*ICAEW Regulation & Conduct Board*'.
16. At Disciplinary Bye Law 4.1(d) insert the words 'or regulatory', so that it states:
'if they have failed to comply with any order of a **disciplinary or regulatory committee**, otherwise than by failing to pay any fine or costs'
17. At Disciplinary Bye Law 4.2(d) insert the words 'or regulatory', so that it states:
'if it has failed to comply with any order of a **disciplinary or regulatory committee**, otherwise than by failing to pay any fine or costs'
18. In between Disciplinary Bye Law 4.2 and 4.3 insert a new Disciplinary Bye Law 4.3 which will state:
Constructive Engagement
A **member, affiliate, relevant person or firm** shall not be liable to disciplinary action under these **Disciplinary Bye-laws** where a **conduct matter** relating solely to a **regulated activity** is referred to the relevant **regulatory committee** and becomes subject to a **constructive engagement order** which has been fully complied with.

19. At Disciplinary Bye Law 4.3 to 4.6, renumber as 4.4 to 4.7 accordingly.
20. At Disciplinary Bye Law 4.5 (new 4.6) delete 4.3 and replace it with 4.4.
21. At Disciplinary Bye Law 4.5 (new 4.6) delete 4.4 and replace it with 4.5.
22. In between Disciplinary Bye Law 9.4 and 10.1 insert a new Disciplinary Bye Law 9A.1 which will state:
‘TRANSFER OF CASES TO THE LOCAL AUDIT OFFICE (OR RELEVANT SUCCESSOR BODY)
If the **Conduct Department** receives notice that a **complaint, conduct matter or allegation** is to be dealt with by the Local Audit Office (or relevant successor body) pursuant to paragraph 10(5) of Schedule 1C to the Local Audit and Accountability Act 2014 then, with immediate effect, the **Conduct Department** shall cease any **assessment, investigation or disciplinary proceedings** being taken by it in relation to any **complaint, conduct matter or allegation.**’
23. At Disciplinary Bye Law 15.1(a) under **‘Publicity and Public Hearings’** delete the word *‘Regulatory’* and replace with *‘Regulation & Conduct’*, so that the Board name reads *‘ICAEW Regulation & Conduct Board’*.
24. At Disciplinary Bye Law 16.1 under **‘Power to Make IDRs, Fitness to Practise Regulations and Issue Guidance’** at **‘Guidance’** delete the word *‘Regulatory’* and replace with *‘Regulation & Conduct’*, so that the Board name reads *‘ICAEW Regulation & Conduct Board’*.
25. At Disciplinary Bye Law 16.2 under **‘Power to Make IDRs, Fitness to Practise Regulations and Issue Guidance’** at **‘IDRs’** delete the word *‘Regulatory’* and replace with *‘Regulation & Conduct’*, so that the Board name reads *‘ICAEW Regulation & Conduct Board’*.
26. At Disciplinary Bye Law 16.3 under **‘Fitness to Practise Regulations’** delete the word *‘Regulatory’* and replace with *‘Regulation & Conduct’*, so that the Board name reads *‘ICAEW Regulation & Conduct Board’*.