

Arrangements for SRA regulation of CILEX members

Overview - key SRA proposals

- Regulatory standards – covering authorised CILEX members under a separate Code of Conduct, and reauthorising CILEX firms as SRA firms
- Education and authorisation – keeping a distinct identity for CILEX members
- Enforcement, including a joined-up approach where CILEX members work in SRA firms

Regulatory standards - individuals

Chartered Legal Executives
and CILEX Practitioners

Regulated as authorised
CILEX lawyers

CILEX Practitioners
(ACCA Probate)

Regulated as authorised
CILEX lawyers

CPS Associate
Prosecutors

Regulated as authorised
CILEX lawyers

CILEX students
and paralegals

CILEX oversees membership
requirements

SRA CILEX Code of Conduct

- Principles based on the core principles in the current CILEX Code of Conduct
- Requirements aligned with the Code for Solicitors, including on client information, managing conflicts, reporting to us
- Authorised CILEX lawyers and solicitors regulated to similar high professional standards

Regulatory standards - firms



Education and authorisation

- Keeping a clear separate CILEX route to becoming an authorised legal professional
- Authorisation decisions:
 - who takes decisions
 - rights of review and appeal
- Continuing competence – evolving our action plan for solicitors to cover authorised CILEX lawyers

Investigation and enforcement

- Powers and controls over authorised CILEX lawyers
- Harmonised with existing powers over people working in SRA firms
 - status of authorised CILEX lawyer will be the primary grounds for action
- Disciplinary decisions:
 - who takes decisions
 - rights of review and appeal
 - publication of decisions and costs

Client protection and consumer information

CILEX firms reauthorised as SRA firms

- Indemnity insurance – required minimum coverage for incorporated firms rising from £2m to £3m
- Client access to SRA Compensation Fund:
 - will require law change to cover firms owned and managed only by CILEX lawyers
 - interim arrangements underwritten by CILEX
- SRA consumer information rules will apply

Consultation and contact details

Read the consultation paper and respond online:
<https://www.sra.org.uk/regulation-cilex-members>

Consultation closes on 22 November 2023

Questions? Please contact us at:
cilexconsultation@sra.org.uk

Questions?

