

Welcome to the City of London Law Society's fifth e-briefing

For a more detailed version of this paper [please click here.](#)

1. Professional Representation

A number of new members have now joined the **CLLS Associates Forum**, which is meeting regularly to further develop the points contained in its submission to the Law Society's "Great Quality of Life Debate".

The Professional Rules and Regulation Committee ("PR&RC") recently responded to the following SRA consultations:

- *Consultation regarding new application forms for the approval of new partnerships and non-lawyer managers* [Read paper](#); and
- *Draft SRA (Cost of Investigations) Regulations Consultation (Consultation Paper 13).* [Read paper](#)

The **Training & Education Committee** recently held a seminar to discuss the proposals in the SRA's Consultation Paper on "Arrangements for qualified lawyers transferring to become solicitors in England & Wales". The outcome of the discussions at the Seminar will be reflected in the CLLS's response to the Consultation. That response will be available on the CLLS's website and members are encouraged to submit responses to the SRA whether by referring to the CLLS's response or by preparing their own.

2. Specialist Committees & Working Groups

The **Commercial Law Committee** is currently considering the BERR's consultation on the Consumer Rights Directive (<http://www.berr.gov.uk/consultations/page48780.html>), and the Law Commission and Scottish Law Commission's joint consultation paper on the remedies available to consumers when they buy faulty goods (http://www.lawcom.gov.uk/consumer_remedies.htm).

Representatives from the **Competition Law Committee** and the Joint Law Society and Bar Working Party ("JWP") recently met with officials from the OFT to discuss a project which the OFT

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Solicitors Regulation Authority website	

Law Commission website	

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recently initiated concerning the transparency of its non-merger procedures, including Competition Act cases and Market Studies.

The **CLLS's EU Working Group** has retained Professor Lee of Cardiff University to assist in preparing a paper on the enablers for multi-jurisdictional legal practice. In its final form, the paper is expected to form the basis of discussions between the CLLS and the relevant officials in the European Commission. A meeting was held between Professor Lee and the Working Group on 9 December to consider a draft of the paper.

A Joint Working Party made up of representatives from the **CLLS's Financial Law, Insolvency Law and Regulatory Law Committees** recently made several submissions on the Banking Bill, including on:

- *The efficacy of planned subsidiary legislation.* [Read paper](#);
- *Clause 75 of the Bill* [Read paper](#); and
- *The impact of the Bill on cash management systems for corporate customers* [Read paper](#)

The **Financial Law Committee** recently responded to HM Treasury's July consultation paper "Modernising the insolvency protections for the operation of financial markets – proposals to reform Part 7 of the 1989 Companies Act". See [http://www.hm-treasury.gov.uk/d/e1\(1\).pdf](http://www.hm-treasury.gov.uk/d/e1(1).pdf) for the consultation document and [the CLLS response paper](#).

The Committee also recently commented on clause 48(1) of the Banking Bill (as amended in the Public Bill Committee of the House of Commons and ordered to be printed on 18 November 2008) [Read paper](#).

The **Insolvency Law Committee** recently responded to the Insolvency Service's consultation on changes to the Insolvency Act 1986. [Read paper](#). The Committee also recently commented to HM Treasury on the Part 2 (Bank Insolvency) and Part 3 (Bank Administration) aspects of the Banking Bill. [Read paper](#).

The **Insurance Law Committee** recently responded to the consultation by the Ministry of Justice on the Third Parties (Rights Against Insurers) Bill. See <http://www.lawcom.gov.uk/docs/272bill.pdf> for the Bill and [the CLLS response paper](#).

The **Intellectual Property Law Committee** responded to the UK Intellectual Property Office's ("IPO") consultation "Taking Forward the Gowers Review of Intellectual Property: Penalties for Copyright Infringement". See <http://www.ipo.gov.uk/consult-gowers36.pdf> for the consultation document and [the CLLS response paper](#).

The **Land Law Committee** recently published a form of rent deposit deed. [Read paper](#).

The **Litigation Committee** responded to the Ministry of Justice's

Consultation “Civil Procedure Rules: Costs Capping Orders”. See <http://www.justice.gov.uk/docs/costs-capping-consultation.pdf> for the consultation document and [the CLLS response paper](#).

The Committee also held an open meeting on Tuesday 2 December on the subject of the Commercial Court pilot of the proposals made by the Long Trials Working Party in December 2007.

The **Planning & Environmental Law Committee** responded to the Planning for a better London report, issued by the Mayor of London. [Read paper](#).

The Committee also responded to a consultation on revised waste exemptions from environmental permitting. [Read paper](#).

The **Regulatory Law Committee** responded to the following HMT consultations:

- Consultation on “Modernising the insolvency protections for the operation of financial markets – proposals to reform Part 7 of the 1989 Companies Act”. [Read paper](#).
- Consultation on the Building Societies (Funding) and Mutual Societies (Transfers) Act 2007. [Read paper](#).
- Consultation on the Financial Services and Markets Act 2000 (Financial Promotion) Order 2008 (which was attached at Annexure A to the second consultation regarding the Financial Services and Markets Act 2000 (Financial Promotion) (Amendment) Order 2008). (See [consultation paper](#) and [CLLS response paper](#)).
- Consultation (with the FSA) on the implementation of the Acquisition Directive. Background FSA information regarding the implementation of the directive can be viewed at <http://www.fsa.gov.uk/pages/About/What/International/pdf/AD.pdf>, and the joint FSA/HMT consultation document on the directive can be viewed at http://www.fsa.gov.uk/pubs/cp/acquisitions_directive.pdf. [Read the CLLS response paper](#).

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