LEGAL SERVICES
BOARD

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18 September 2014

Dear Stephen,

Warning notice issued under Part 3 of Schedule 4 to the Legal Services Act 2007

This letter constitutes a warning notice pursuant to paragraph 21(1)(b), Part 3 of Schedule 4 to the Legal Services Act 2007 (the Act). The words used in this warning notice have the meanings given to them in the Act.

On 25 June 2014, Legal Services Board (LSB) received Bar Standards Board's (BSB) application to alter its regulatory arrangements to enable it to regulate entities. On 14 July 2014, LSB extended the initial decision period for considering the application to 22 September 2014.

In accordance with paragraph 21(1)(b) of Schedule 4 to the Act, LSB is issuing a warning notice because it is considering whether to refuse the application.

Paragraph 25(3)(b) of Schedule 4 to the Act require LSB to be satisfied that BSB's proposed regulatory arrangements make appropriate provision. At this stage, LSB considers that BSB's proposed regulatory arrangements do not make appropriate provision for the regulation of entities as arrangements for hearing appeals against regulatory decisions made by the BSB about entities are still to be finalised.

BSB requires amendments to the Practice Direction for the Civil Procedure Rules (CPR) so that the High Court can hear these appeals. The amendments are still subject to the formal approval process. It will therefore not be possible to resolve the issue by 22 September 2014, when a decision about this application must otherwise be made.

Paragraph 26(3) of Part 3 of Schedule 4 to the Act provides that LSB has a period of 12 months from the date of your receipt of this warning notice to continue considering this application.

This warning notice has been hand delivered to your offices and so is being treated as received on 18 September 2014. The decision period will therefore expire on 17 September 2015. A copy of the warning notice will be placed on LSB's website within two days following receipt of it in order for LSB to comply with the requirements of paragraph 21(2) of Part 3 of Schedule 4 to the Act.

I attach a copy of a letter that I have sent to BSB, providing further detail about why this warning notice has been issued and I will send a copy of this warning notice to BSB with that letter.

Yours sincerely,

Chris Kenny

Chief Executive

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