

Paul Greening
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7 December 2010

Dear Paul

Applications by ILEX to become an Approved Regulator to award rights of litigation and audience and rights of probate

Thank you for your letter of 10 September inviting the Panel to provide advice on the above applications. Under the Legal Services Act, the Panel is a mandatory consultee on applications from bodies to become approved regulators. In deciding what advice to give, the Panel must, in particular, have regard to the likely impact on consumers of the Lord Chancellor making an order for designation as set out in the application.

Having reviewed the two applications, the Panel does not have any substantive policy comments on the likely impact on consumers.

However, the Panel is concerned by the lack of detail on how ILEX intends to monitor compliance with its rules or ensure the ongoing competence of practitioners. Moreover, whilst accepting that the level of take-up is hard for ILEX to predict, the proposed level of resource appears small. This is of particular concern due to ILEX's lack of experience in regulating entities.

Please contact Steve Brooker, Consumer Panel Manager, for enquiries in relation to this submission.

Yours sincerely,

A handwritten signature in black ink that reads 'Dianne Hayter'. The signature is written in a cursive style.

Dr Dianne Hayter
Chair