



BERMUDA

BAR PROFESSIONAL CONDUCT COMMITTEE
AMENDMENT RULES 2018

BR 119 / 2018

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The Bar Council, in exercise of the power conferred by section 9 of the Bermuda Bar Act 1974 and having obtained the confirmation of the Chief Justice, makes the following Rules:

Citation

1 These Rules, which amend the Bar Professional Conduct Committee Rules 1997 (the “principal Rules”), may be cited as the Bar Professional Conduct Committee Amendment Rules 2018.

Amends rule 2

2 The principal Rules are amended in rule 2(2)—

- (a) by revoking and replacing the definition of “respondent” with the following—

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“respondent” means a barrister, professional company or registered associate against whom a complaint of improper conduct has been made by—

- (a) any person to the Bar Council under section 21 of the Act;
- (b) the Bar Council on its own motion under section 21(3) of the Act; or
- (c) the Board on its own motion under section 21(3A) of the Act.”;

(b) by inserting the following definition in proper alphabetical order—

“the Board” means the Barristers and Accountants AML/ATF Board;”.

Amends rule 3

3 The principal Rules are amended in rule 3(1) by inserting after “refers” the words “or the Board makes”.

Amends rule 5

4 The principal Rules are amended in rule 5(1)—

- (a) in sub-paragraph (a) by inserting after “letter” the words “, and the Council has referred the complaint to the Committee for investigation by it”;
- (b) in sub-paragraph (b) by deleting all the words and substituting “the Board has made a complaint to the Committee which may constitute improper conduct by him in the terms specified in the letter; and”.

Amends rule 9

5 The principal Rules are amended in rule 9 by deleting the word “against” and substituting “by”.

Amends rule 10

6 The principal Rules are amended in rule 10 by inserting after “Bar Council” the words “, the Board”.

Amends rule 13

7 The principal Rules are amended in rule 13(2)(e) by inserting after “Council” the words “or counsel for the Board”.

BAR PROFESSIONAL CONDUCT COMMITTEE AMENDMENT RULES 2018

Made by the Bar Council this 2nd day of October 2018

President

Secretary

Confirmed this 2nd day of October 2018

Chief Justice
Supreme Court of Bermuda

[Operative Date: 04 October 2018]