



International  
Conference of  
Legal Regulators



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**International Conference of Legal Regulators  
Thursday 5 & Friday 6 September 2019  
Waldorf Astoria Edinburgh, Edinburgh, Scotland**

**ICLR 2019: upholding standards, embracing innovation,  
sustaining trust**

Trust and accountability are fundamental to successful regulation of legal services. The regulator must have the trust of the clients and consumers of legal services; the regulator must to a large degree trust in its members that in the performance of their duties, standards and requirements are being upheld properly. The strength of the interdependent relationship between client, lawyer and regulator is one of the defining features of a robust and effective regulation regime,

Further, the regulator must secure the trust of government and anti-crime agencies that confidentiality in the provision of legal services is not covering up unethical or illegal behaviour. Above all the regulator must win the trust of the community it regulates – that it understands the changing environment in which they operate and that it is able and willing to remove the ‘bad actors’ from the profession, which bring it into disrepute.

This 7<sup>th</sup> International conference of legal regulators will examine these themes and others which are similarly important in a fast-changing world. Conference will provide participants with the opportunity to share experiences and reflect on how they are dealing with these issues in their own jurisdictions.

We look forward to warmly welcoming you to Edinburgh in September.

*Wednesday 4 Sept: Drinks reception – Parliament House from 6pm*

*Thursday 5 Sept: Dinner – Waldorf Astoria, Edinburgh from 7pm*

*Friday 6 Sept: Farewell drinks reception, Waldorf Astoria, Edinburgh*



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## **DAY ONE**

- 08:15**            **Registration, exhibition and refreshments**
- 09:00**            **Please take seats in plenary**
- 09:05**            **Welcome remarks**  
John Mulholland, President, Law Society of Scotland

<b>SESSION ONE: Introduction to ICLR 2019</b>
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- 09:15**            **Introduction**  
Conference Chair, David Lee
- 09:20**            **Opening Keynote**  
Ash Denham MSP, Minister for Community Safety, Scottish Government
- 09:40**            **Questions for Minister**
- 10:00**            **Plenary panel: Defining quality and competence in legal services**  
*Moderator: David Lee*  
*Speakers: Craig Cathcart, Chair, Regulatory Committee, Law Society of Scotland*  
*Other speakers tbc*
- 10:45**            **Questions and discussion**
- 11:00**            **Refreshments, exhibition and networking**



## SESSION TWO: Assuring competence

What are the indicators that the consumers of legal services can use to distinguish the good lawyer from the ineffective lawyer? What steps can a regulator reasonably take to distinguish the ineffective lawyer before harm is done?

- 11:20      **Workshop A1: Consumers and clients in the modern age**  
*Moderator & Speakers: tbc*
- *Regulation and independence*
  - *Entity and legal market regulation*
  - *Role of the state*
  - *Access to justice*
- 11:20      **Workshop A2: Models of legal regulation**  
**Hosted by Law Society of Scotland**  
*Moderator: David Lee*  
*Speakers:*  
*Professor Stephen Mayson, leading Independent Review of Legal Services Regulation*  
*Stephan Göcken, Executive Director, German Federal Bar*  
*Other speakers tbc*
- 12:10      **Workshop B1: Trust and transparency**  
*Moderator tbc*  
*Speakers:*  
*Catriona Watt, Association of Regulatory & Disciplinary Lawyers;*  
*Jane Malcolm, Director of External Affairs, Solicitors Regulation Authority*  
*Other speakers tbc*
- *Price transparency*
  - *Winning confidence*
  - *Complaints and publication of findings*
- 12:10      **Workshop B2: Regulating in uncomfortable spaces**  
*Moderator tbc*  
*Speakers:*  
*Ellyn Rosen, ABA Regulation and Global Initiatives Counsel;*  
*Victoria Rees, Director, Professional Responsibility, Nova Scotia Barristers Society;*  
*Iain Miller, Partner, Kingsley Napley LLP and Chair of Association of Regulatory and Disciplinary Lawyers*  
*Other Speakers tbc*
- *Regulating lawyers in public office*
  - *Lawyers advising government*
  - *Regulation and the political realm*



- *Activism and ethics*
- *Serving the public interest*

13:00            **Lunch and networking**

### **SESSION THREE: Changing nature of the profession**

The nature of the profession is changing. Deeper thought and consideration is being given to issues around equality & diversity; emerging white collar crime; enhanced co-operation cross border/jurisdiction ; and the importance of wellbeing. Regulators are increasingly determining part of their role to be advocates for that change. This session will address some of these broadening areas and ask what good regulation looks like, and what levers regulators have to affect change in a positive way?

14:00            **Workshop C1: Equality and diversity**

*Moderator: tbc*

*Speakers:*

*Fiona McLeay, Legal Services Commissioner and CEO, Victorian Legal Services Board*

*Sara Carnegie, Director, Legal Projects, International Bar Association*

*Zelda Perkins, Campaigner and formerly Weinstein Company*

*Other Speakers tbc*

- *Me Too and sexual harassment*
- *Make up of the profession*
- *Role of the regulator*

14:00            **Workshop C2: Interdependency**

*Moderator: tbc*

*Speakers:*

*Patricia Schwartz, Office of Disciplinary Counsel, Supreme Court of State of Delaware*

*Other speakers tbc*

- *Foreign legal consultant role*
- *Multi-disciplinary practices and fee sharing*
- *Emerging regulators*
- *Relationship with state*
- *Global trends*
- *Lawyers in public office*

14:50            **Workshop D1: Combating Financial Crime**

*Moderator: tbc*

*Speakers:*

*Ian Messer, Director of Financial Compliance, Law Society of Scotland;*

*Other speakers tbc*



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14:50      **Workshop D2: Wellbeing and good mental health in legal profession**  
*Hosted by Law Society of Scotland*  
*Moderator: David Lee*  
*Speakers: Eilidh Wiseman, past President, Law Society of Scotland*  
*Other Speakers tbc*

15:40      **Refreshments**

**SESSION FOUR: Ethics, standards and navigating change**

16:00      **Plenary panel: Ethics, standards and navigating change**  
*Moderator: David Lee*  
*Speakers:*  
*Fiona J Robb, Director of Professional Practice, Law Society of Scotland;*  
*Other speakers tbc*

- *Risk management*
- *Client trust funds and third parties*
- *Alternative legal services providers*

16:50      **Keynote: Lord President**  
*Rt Hon Lord Carloway, Lord President of the Court of Session*

17:20      **Close of Day One conference**

19:00      **Conference Dinner**  
Waldorf Astoria



## **DAY TWO**

### **SESSION ONE: Technology – changing regulators and the profession**

- 09:25**            **Introduction**  
Conference Chair, David Lee
- 09:30**            **Plenary panel: Changing nature of regulation in tech-led world: future challenges and opportunities**  
*Moderator: David Lee*  
*Speakers:*  
*Anna Bradley, Chair, Solicitors Regulation Authority*  
*Dr Heike Lörcher, Head of International Relations, German Federal Bar*  
*Alison Hook, Consultant to Legal Services Board*  
*Other speakers tbc*
- 10:15**            **Transition to breakouts**
- 10:20**            **Workshop A1: Encouraging innovation in legal services provisions via tech**  
*Moderator: tbc*  
*Speakers:*  
*Sarah Sutherland, Director Programmes and Partnerships, CanLII;*  
*Ivan Mokanov, President, Lexum;*  
*John McKinlay, Convenor Technology Law and Practice Committee, Law Society of Scotland*  
*Joan Janssen, Director of Legal Services, Ministry of Law, Singapore.*
- *Digital content*
  - *Big data*
  - *Overcoming resistance to change*
  - *Artificial intelligence and regulation*
- 10:20**            **Workshop A2: HELP!! – Bringing Regulatory Reform of Legal Services Delivery to the New World**  
*Moderator:*  
*Bridget Gramme, Administrative Director, Center for Public Interest Law, University of San Diego School of Law;*  
*Speakers:*  
*Justice Deno Himonas, Utah Supreme Court;*  
*Art Lachman, co-chair, Association of Professional Responsibility Lawyers' Future of Lawyering Committee and attorney in Washington;*  
*Jayne Reardon, Executive Director Illinois Supreme Court Commission on Professionalism.*



**11:10 Refreshments and networking**

**SESSION TWO: Education, training and access**

**11:30 Workshop B1: VACANT**

**11:30 Workshop B2: Education & Training**

*Hosted by Law Society of Scotland*

*Moderator: David Lee*

*Speakers:*

*Liz Campbell, Executive Director of Education & Training, Law Society of Scotland*

*Other Speakers tbc*

**12:20 Workshop C1: Quality and competence in legal services**

*Moderator: tbc*

*Speakers:*

*Prof Alan Paterson, Professor of Law, University of Strathclyde*

*Other speakers tbc*

- *Benchmarking the profession*
- *Assessments and measurements*
- *Raising standards and improved outcomes*
- *Proportionate regulation*

**12:20 Workshop C2: Role of regulators in promoting access to justice**

*Speakers tbc*

**13:00 Lunch and networking**

**SESSION THREE:**

**14:00 Workshop D1: Measuring the impact of supervision by local bars**

*Moderator: tbc*

*Speakers:*

*Johan Rijlaarsdam, President, The Netherlands Bar*

*Other speakers tbc*

**14:00 Workshop D2: Consumer interest**

*Hosted by Law Society of Scotland*

*Moderator: David Lee*

*Speakers:*

*Jolyon Maugham QC, Good Law Project*

*Other Speakers tbc*



- *Unenforceable clauses*
- *Non disclosure agreements*
- *Employment and Housing*
- *Ethical questions and challenges for regulators*

14:50      **Workshop E1: Good complaints models**  
*Moderator: tbc*  
*Neil Stevenson, Chief Executive, Scottish Legal Complaints Commission*  
*Other Speakers tbc*

14:50      **Workshop E2: Open space session: review of code of conduct**  
*Moderator: Dr Vanessa Davies, Director General, Bar Standards Board*

- *Interactive and participatory session*
- *Crafting a code of conduct*
- *Public expectation in modern age*

15:40      **Refreshments and networking**

<b>SESSION FOUR: Geo politics, societal changes and fractured democracy – what next for regulators and lawyers?</b>
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16:00      **Closing keynote**  
*Jolyon Maugham QC, Devereux Chambers and Good Law Project*

- *Regulation across borders post Brexit*
- *Why law matters in 'post truth' world*

16:30      **Questions and discussion**

16:45      **Closing remarks and thank you**  
*Lorna Jack, Chief Executive, Law Society of Scotland*

17:00      **Close of ICLR 2019**

17:10      **Drinks and farewells**  
Waldorf Astoria Caledonian Hotel

18:00      **Carriages**

**Contact Information:**





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