



THE  
**JAMAICA GAZETTE**  
**SUPPLEMENT**

**PROCLAMATIONS, RULES AND REGULATIONS**

324G

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No. 53C

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No. 57C

**THE LEGAL PROFESSION ACT**

THE LEGAL PROFESSION (CONTINUING LEGAL PROFESSIONAL DEVELOPMENT)  
(AMENDMENT) REGULATIONS, 2014

In exercise of the power conferred upon the General Legal Council, as Legal Education Authority, by section 10 of the Legal Profession Act, and of every other power hereunto enabling, the following Regulations are hereby made:—

1. These Regulations may be cited as the Legal Profession (Continuing Legal Professional Development) (Amendment) Regulations, 2014, and shall be read and construed as one with the Legal Profession (Continuing Legal Professional Development) Regulations (hereinafter referred to as the principal “Regulations”).

2. Regulation 4 of the principal Regulations is amended by deleting the letters “CLPD” and substituting therefor the words “Continuing Legal Professional Development”.

3. Regulation 5 of the principal Regulations is amended in paragraph (d) (ii) by deleting the words “and finance” and substituting therefor the words “, finance or clients’ accounts”.

4. Regulation 6 of the principal Regulations is amended in paragraph (2) by deleting the words starting at the words “either” and ending at the word “, final”.

5. Regulation 7 of the principal Regulations is amended—

- (a) in paragraph (1)(b) by inserting next after the word “activity” the words “offered or”;
- (b) by inserting next after paragraph (3) the following paragraph—

“ (4) A review carried out by the Council pursuant to this regulation shall not be conducted by any member of the Council who is a member of the Committee.”.

6. Regulation 8 of the principal Regulations is amended in paragraph (1)(b) by deleting the words “and finance” and substituting therefor the words “, finance or clients’ accounts”.

7. Regulation 9 of the principal Regulations is amended in paragraph (1)—

- (a) by deleting the words “other than one specified in regulation 8 shall” and substituting therefor the words “shall, except in any case where regulation 8 applies,”;
- (b) by inserting in sub-paragraph (a), next after the word “welfare”, the words “, or in business management, finance or clients’ accounts”.

8. The principal Regulations are amended by inserting next after regulation 9 of the following regulation—

“Credits  
carried  
forward.

9A.—(1) Subject to paragraph (2), an attorney who obtains more than the minimum number of CLPD credits required to be obtained in any one year under these Regulations may carry forward to the next immediately succeeding year a maximum of four such credits toward the satisfaction of the CLPD credit requirements for that next immediately succeeding year.

(2) Paragraph (1) shall not apply in respect of any credits required under regulation 5(d), 8(a) or (b) or 9(a).”.

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9. Regulation 10 of the principal Regulations is amended—

- (a) by deleting the paragraph (3) and substituting therefor the following—

“ (3) Approval for accreditation sought after the period referred to in paragraph (2) may be granted by the Committee if the Committee in its discretion determines that in all the circumstances it is reasonable to do so.”;

- (b) in paragraph (7) by inserting next after the word “presentation” the words “for the presenter”.

10. Regulation 11 of the principal Regulations is repealed and the following substituted therefor—

“Offering prior to accreditation. 11. A person who offers a course of training or other activity for the purposes of CLPD and which has not yet been accredited shall, prior to commencing the course or other activity—

- (a) notify the participants that the course or other activity (as the case may be) has not yet been accredited; and
- (b) make an application for accreditation in accordance with regulation 10,

and shall immediately cease offering or conduction the course or other activity (as the case may be) for the purposes of CLPD if notified by the Committee that the application for accreditation is refused.”.

11. Regulation 12 of the principal Regulations is amended—

- (a) in paragraph (2) by deleting the numeral “12” and substituting therefor the numeral “17”;
- (b) in paragraph (4)(b) by deleting the word “of” appearing next after the word “grant”.

12. Regulation 13 of the principal Regulations is amended in—

- (a) paragraph (1)(a) by inserting the word “, or” next after the word “Jamaica”;
- (b) paragraph (1)(b) by deleting the words “approval of” and substituting therefor the words “credits for”.

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13. Regulation 14 of the principal Regulations is amended by deleting the numeral “30” and substituting therefor the numeral “60”.

14. Regulation 18 of the principal Regulations is amended by deleting paragraph (4) and inserting next after paragraph (3) the following paragraphs—

“ (4) Within seven days after the completion of a CLPD programme, the Provider concerned shall make available to each participating attorney written confirmation of that attorney’s participation in the CLPD programme.

(5) A Provider shall maintain a record of the list mentioned in paragraph (3) and the written confirmations referred to in paragraph (4) for at least six years from the end of the period referred to in that paragraph and produce such record to the Committee or the Council (as the case may require) upon request.”.

15. Regulation 19 of the principal Regulations is amended—

(a) in paragraph (2) by deleting the words—

(i) “June 30” and substituting therefor the words “May 31”;

(ii) “September 31” and substituting therefor the words “July 31”;

(b) in paragraph (3) by deleting the words—

(i) “October 31” and substituting therefor the words “September 30”;

(ii) “December 15” and substituting therefor the words “November 15”;

(c) by deleting the paragraph (7) and inserting next after paragraph (6) the following paragraphs—

“ (7) Except as provided by paragraph (8), the files and records of the Committee, the Council and the Disciplinary Committee of the Council, kept in connection with these Regulations, shall be treated as confidential and shall not be disclosed except in furtherance of the duties of the Committee, the Council or the Disciplinary Committee (as the case may be).

(8) The Council may, where it considers it to be appropriate—

(a) publish information as to the compliance or non-compliance of attorneys with these Regulations;

- (b) disclose statistical information extracted from its files and records pertaining to CLPD matters, in a manner which does not identify, or reasonably lead to the identification of, any particular individual.”.

16. Regulation 20 of the principal regulations is amended—

- (a) in paragraph (1) by inserting next after the words “discretion may” the words “in writing”;
- (b) by deleting paragraph (2).

17. Regulation 21 of the principal Regulations is amended in paragraph (2) by deleting the words “December 31” and substituting therefor the words “November 30”.

18. Regulation 22 of the principal Regulations is amended by deleting the words “regulation 5(2) and 10(2)” and substituting therefor the words “regulation 6(2) or 12(4)”.

19. Regulation 24 of the principal Regulations is amended by inserting as the marginal note the word “Transitional.”

20.—(1) Part I of the Schedule to the principal Regulations is amended in paragraph (1)(b) by deleting the word “eight” and substituting therefor the words “not less than seven”.

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(2) Part II of the Schedule to the principal Regulations is amended by deleting Form 3 and substituting therefor the following—

“ FORM 3 (Regulation 19(1))

THE LEGAL PROFESSION ACT

THE LEGAL PROFESSION (CONTINUING LEGAL  
PROFESSION DEVELOPMENT) REGULATIONS, 2013

*Report by Attorney-at-law on CLPD  
Programme Participation undertaken during  
or carried forward to, the year 20\_\_\_\_\_*

I (insert name) \_\_\_\_\_, of (insert  
address) \_\_\_\_\_

\_\_\_\_\_ in the parish of (insert parish)  
\_\_\_\_\_ being an attorney-at-law no.

(insert attorney number) \_\_\_\_\_

HEREBY SUBMIT to the Accreditation Committee the details of the CLPD  
programmes:—

undertaken by me during the year 20\_\_\_\_\_

carried forward from the immediately previous year 20\_\_\_\_\_,

in the courses/activities which are set out in the attached Schedule.

(Set out each course/activity in Schedule below)



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FORM 3, *contd.*

TOTAL NUMBER OF CREDITS COMPLETED TO

DATE: \_\_\_\_\_

SIGNED: \_\_\_\_\_

DATED THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 20\_\_\_\_\_.

Attorney-at-law's e-mail address:

\_\_\_\_\_

Phone number:

\_\_\_\_\_

Fax No.:

\_\_\_\_\_

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Dated this 14th day of August, 2014.

B. ST. MICHAEL HYLTON, Q. C.  
Chairman,  
General Legal Council.