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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**

Legal regulators face new challenges from a rapidly changing world, which is exerting new social and political demands on the legal services sector and altering the dynamics within the profession itself.

This 8th International conference of legal regulators will provide the opportunity to step back from the day-to-day concerns of regulation and look strategically at some of the significant trends that are emerging in different jurisdictions. It will also offer participants the chance to reflect on how they can continue to perform their core regulatory tasks, of upholding standards and sustaining trust, whilst being flexible and responsive to the changing world around them.

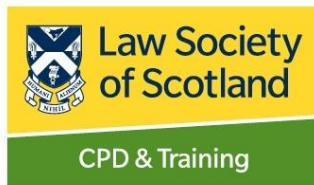
We look forward to warmly welcoming you to Edinburgh in September

Social Programme

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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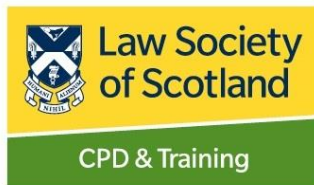
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DAY ONE

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

SESSION ONE: Introduction to ICLR 2019

- 09:15** **Introduction**
Conference Chair, David Lee
- 09:20** **Opening Keynote**
Ash Denham MSP, Minister for Community Safety, Scottish Government
- 09:30** **Questions for Minister**
- 09:35** **Plenary panel: Changing nature of regulation in tech-led world: future challenges and opportunities**
Moderator: David Lee
Speakers:
Anna Bradley, Chair, Solicitors Regulation Authority
Professor Emilios Avgouleas, Professor of International Banking Law and Finance, University of Edinburgh
Kara Cauter, EMEIA, Capital Markets Advisory Partner, EY (tbc)
- *National and supra national regulation*
 - *Sectoral regulation*
 - *Interdisciplinary challenges*
- 10:00** **Coffee and networking break**
- 10:25** **Take seats in plenary**
- 10:30** **Live Stream Panel discussion with TechLaw Fest, Singapore**
- Edinburgh:*
Moderator: David Lee
Anna Bradley, Chair, Solicitors Regulation Authority
Professor Emilios Avgouleas, Professor of International Banking Law and Finance, University of Edinburgh
- Singapore:*
Associate Professor Chen Siyuan, SMU School of Law
Mr Damian Ling, Deputy Chief Fintech Officer, MAS



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Dr Jeremy Lim, Partner (Health & Life Sciences), Oliver Wyman
Mr Choo Wei Pin, Chief Legal Officer, Razer

11:00 Sign off from Singapore and Meet the moderators

11:15 Comfort break and transition to workshops

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?

11:25 Workshop A1: Consumers and clients in the modern age
Moderator: Jerry Larkin, Attorney Registration & Disciplinary Commission, Illinois

Speakers:

Kerrie-Anne Millard, Legal Services Board & Commissioner, Victoria

Steve Brooker, Legal Services Board, England and Wales

Carol Brennan, past Chair, Scottish Legal Complaints Commission

Consumer Panel

- *What do consumers want from their legal services providers?*
- *Conducting a consumer needs survey*
- *The growing pressure of client expectations*

11:25 Workshop A2: Models of legal regulation
Hosted by Law Society of Scotland

Moderator: David Lee

Speakers:

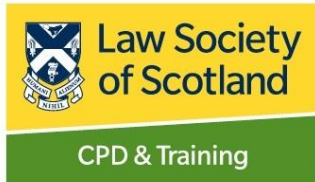
Professor Stephen Mayson, leading Independent Review of Legal Services Regulation

Stephan Göcken, Executive Director, German Federal Bar

Frederica Wilson, Executive Director & Deputy CEO, Federation of Law Societies of Canada

- *Regulation and independence*
- *Entity and market regulation*
- *Role of the state*
- *Access to justice*

12:15 Transition between workshops



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12:20 **Workshop B1: Building trust through transparency – why, what and how?**

Moderator: Jane Malcolm, Director of External and Corporate Affairs, Solicitors Regulation Authority

Speakers:

Catriona Watt, Association of Regulatory & Disciplinary Lawyers;

Mary Ollivier, Director, Regulatory, New Zealand Law Society

Niels Hupkes, Manager Policy & Regulation, The Netherlands Bar

We are all in the business of supporting trust and confidence in legal services and regulation. The panel will explore the varied international approaches to open and accessible information in relation to regulation generally. This session is also an opportunity to discuss some perceptions of the legal sector, and how best to meet consumer expectations of both regulators and law firms in an increasingly information rich world.

- Do we really know what our stakeholders think?
- Can transparency increase trust?
- If so, what exactly do people want to know?

12:20 **Workshop B2: Regulating in uncomfortable spaces**

Moderator: Victoria Rees, Director, Professional Responsibility, Nova Scotia Barristers Society;

Speakers:

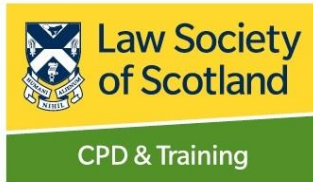
Ellyn Rosen, American Bar Association, Regulation and Global Initiatives Counsel;

Iain Miller, Partner, Kingsley Napley LLP and Chair of Association of Regulatory and Disciplinary Lawyers

Rebecca Magorokosho-Musimwa, Regulatory Services Manager, Law Society of Zimbabwe

As recent events have shown, regulating the conduct of lawyers who serve as elected politicians or in public office, as well as those who provide legal services to others in public office, is a minefield. It is a challenge to properly balance the interests of the public, lawyers and the administration of justice when potential ethical violations occur. This workshop will provide practical case-based guidance (including a take-away you help develop) on:

- i) *What factors should regulators consider when assessing risk and determining when/ whether to take action in these circumstances?*
- ii) *How can regulators effectively balance all relevant interests when engaged in these assessments/investigations?*



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13:10 **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?

14:05 **Workshop C1: Sexual harassment in legal profession - a regulatory issue**

Moderator: Fiona McLeay, Legal Services Commissioner and CEO, Victorian Legal Services Board

Speakers:

Sara Carnegie, Director, Legal Projects, International Bar Association
Zelda Perkins, Campaigner and formerly Weinstein Company

- *Recent research findings on sexual harassment in legal profession*
- *Why is it a regulatory issue?*
- *What prevents people speaking out against lawyers?*
- *What regulators can do to support reporting of cases involving lawyers*
- *Are NDAs ever appropriate?*
- *UK Government's proposed legislation*

14:05 **Workshop C2: Extra curricular lawyers – where do the boundaries of regulation lie?**

Moderator: Sara Jagger, Director of Professional Conduct, Bar Standards Board

Speakers:

Alvin Chen Yi Jing, Director, Legal Research and Development, Law Society of Singapore

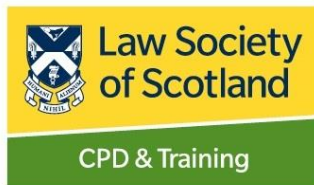
Prof Laurel S. Terry, The Pennsylvania State University

Juliet Oliver, General Counsel, Solicitors Regulation Authority

- *Separate business interests*
- *Social media*
- *Lawyers on lawyer selection platforms*
- *Gig economy lawyers*

14:55 Transition between workshops

15:00 **Workshop D1: Combating Financial Crime**



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Moderator: Ian Messer, Director of Financial Compliance, Law Society of Scotland;

Speakers:

Sarah Wheeler, Manager, OPBAS, Financial Crime Advisory and Transformation

Cathy McKay, Law Society of Northern Ireland

Motlatsi Molefe, Attorneys Fidelity Fund, South Africa

- *Learning outcomes/themes tbc*

15:00

**Workshop D2: Wellbeing and good mental health in legal profession
Hosted by Law Society of Scotland**

Moderator: David Lee

Speakers: Stephanie Spiers, Federation of Law Societies of Canada

Peter Lawson, Chair, Burness Paull

Ciara Murphy, Chief Executive, The Bar of Ireland

- *Why is it so difficult to engage the profession in this significant area?*
- *Which demographics are likely to be affected by poor mental health and how can we best target support?*
- *How do we create open and supportive legal workplaces that promote well-being and positive mental health?*
- *How can we monitor what we offer and evaluate its success?*
- *What are the implications of this agenda for regulators and the public, as well as individual lawyers and the profession as a whole?*

15:50

Refreshments

SESSION FOUR: Drawing the threads together

16:05

Plenary panel: Day One Review and Outcomes

This panel will aim to draw together lessons from each workshop and set the scene for Day 2, which will focus in more depth on how innovation might affect the traditional tasks of the legal regulator.

One member of each breakout will join plenary panel to highlight the key issue identified in workshops and explain why delegates/regulators should take this away from conference.

16:05

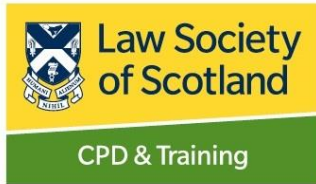
Workshops A & B

16:35

Workshops C & D

17:05

Keynote: Lord President



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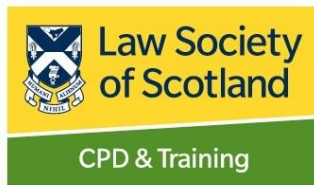
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Rt Hon Lord Carloway, Lord President of the Court of Session

- 17:25** **Questions for Lord President**
- 17:35** **Close of Day One conference**
- 19:00** **Conference Dinner**
Waldorf Astoria



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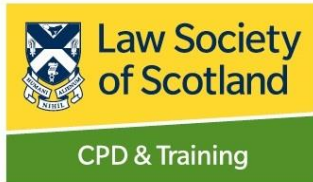


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DAY TWO

SESSION ONE: Rethinking legal regulation for the age of technology

- 09:25** **Introduction**
Conference Chair, David Lee
- 09:30** **Plenary panel: A compass for change?**
Moderator: David Lee
Speakers:
Prof Alan Paterson, Professor of Law, University of Strathclyde
Paul Philip, Chief Executive, SRA
Judith Gundersen, President, National Conference of Bar Examiners
Dr Heike Lörcher, Head of International Relations, German Federal Bar
- *Assessments and measurements*
 - *Quality and competence*
 - *Modernising regulation*
 - *Raising standards and improved outcomes*
 - *Proportionate regulation*
- 10:15** **Transition to breakouts**
- 10:20** **Workshop A1: Encouraging innovation in legal services provisions via tech**
Moderator: Joan Janssen, Director of Legal Services, Ministry of Law, Singapore
Speakers:
Sarah Sutherland, Director Programmes and Partnerships, CanLII
Ivan Mokanov, President, Lexum;
John McKinlay, Convenor Technology Law and Practice Committee, Law Society of Scotland
- *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: Jayne Reardon, Executive Director Illinois Supreme Court Commission on Professionalism.



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Speakers:

Art Lachman, co-chair, Association of Professional Responsibility Lawyers' Future of Lawyering Committee and attorney in Washington;
Bridget Gramme, Administrative Director, Center for Public Interest Law, University of San Diego School of Law;
John Lund, co-chair Utah Supreme Court and Utah State Bar Work Group on Regulatory Reform

This "reverse panel" session will address the emerging legal tech industry, and principles and best practices for effectively regulating new methods of delivering legal services. Our goal for this session is for audience participants to learn from one another's experiences in their respective jurisdictions, gather data regarding best practices, and bring this information back to our home jurisdictions.

- *Reform efforts underway in the US (California, Utah, Arizona and APRL)*
- *Data/burdens to justify regulatory changes, including "access to justice" rationales*
- *"Independence"/self-regulation/separation of powers issues*
- *Multi-jurisdictional practice*

11:10 Refreshments and networking**SESSION TWO: Immediate and future challenges for legal regulators****11:30 Workshop B1: Foreign Legal Consultants, Mutual Recognition Agreements, Memorandums of Understanding – The Alphabet Soup of Foreign Relations for Regulators?**

Moderator: Patricia Schwartz, Office of Disciplinary Counsel, Supreme Court of State of Delaware

Speakers:

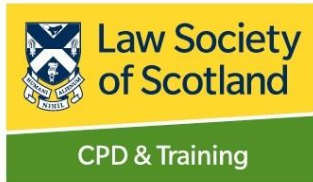
Alison Hook, Consultant

David Levy, Avocat

Mary Mugure, Council of Legal Education/ Kenya Law Society

This panel will discuss foreign legal consultant rules in the United States and France, Mutual Recognition Agreements in Quebec, the European Union, and East Africa, and Memorandums of Understanding in the United Kingdom. Are they working, what are the pitfalls and what are the Brexit implications?

- *Scope of understanding*
- *Efficacy of processes*
- *Expansion*



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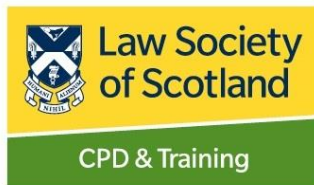


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- 11:30** **Workshop B2: Ethics, standards and navigating change**
Moderator: Philip Yelland, Exec Director of Regulation, Law Society of Scotland
Speakers:
John Elliot, Director of Regulation and Registrar of Solicitors, Law Society of Ireland
Melinda Bentley, Legal Ethics Counsel, Advisory Committee of the Supreme Court of Missouri
Malcolm Mercer, Partner, McCarthy Tetrault
- *Client trust funds and third parties*
 - *Alternative legal services providers*
 - *Code of conduct*
 - *Referral fees*
- 12:20** Transition between workshops
- 12:25** **Workshop C1: Staffing the law firm and regulator of the future**
Moderator: Jenny Mittleman, Deputy General Counsel, State Bar of Georgia
Speakers:
Angela Latta, Regulatory Policy Principal, Legal Services Board
Chris Harte, Chief Executive, Morton Fraser
Rob Marrs, Head of Education, Law Society of Scotland
- *Tech skills*
 - *Millennial working attitudes*
 - *Agile working*
- 12:25** **Workshop C2: Role of Regulators in promoting access to justice**
Moderator: Gordon Jackson QC, Dean of Faculty of Advocates
Speakers:
Brenda Grimes QC, Executive Director, Law Society of Newfoundland & Labrador
Janet Welch, Exec Dir, State Bar of Michigan
- *Learning outcomes/themes tbc*
- 13:15** **Lunch and networking**
- SESSION THREE: Best practice for interventions and conduct**
- 14:00** **Workshop D1: Measuring success in supervision and alternatives to discipline**



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Moderator: David Lee

Speakers:

Johan Rijlaarsdam, President, The Netherlands Bar

Patrick Dillen, Secretary General, Federation of European Bars

Victoria Rees, Director, Professional Responsibility, Nova Scotia Barristers' Society

- *Learning outcomes/themes tbc*

14:00

Workshop D2: Consumer interest in regulation

Hosted by Law Society of Scotland

Moderator: Michael P. Clancy OBE, Director of Law Reform, Law Society of Scotland

Speakers:

Sheila Kumar, Chief Executive, CLC

Anne Hastie, Non Solicitor Member Law Society of Scotland Complaints & Oversight Committee

Rebecca Marsh, Chief Ombudsman, Legal Ombudsman

- *Consumers v clients*
- *Regulation, regulators and the regulated*
- *Empowering consumers*
- *Ethical questions and challenges for regulators, including NDAs*

14:50

Transition between workshops

14:55

Workshop E1: Good complaints models

Moderator: David Lee

Neil Stevenson, Chief Executive, Scottish Legal Complaints Commission

Cori Ghitter, Director, Professionalism and Policy, Law Society of Alberta

Paule Armeneau QC, Director of Regulation and General Counsel, Law Society of Alberta

- *Learning outcomes/themes tbc*

14:55

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*

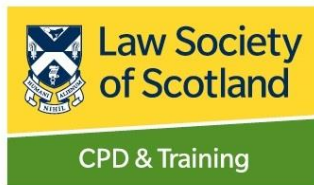
15:45

Refreshments and networking

SESSION FOUR: Geo politics, societal changes and fractured democracy – what next for regulators and lawyers?

16:00

Closing keynote



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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:

Jim McKay – programme and agenda
Kirsty Orr – logistics and event production

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