

# Who can make decisions at the SRA

Updated 2 May 2024 (Updated from 30 May 2023)

This document [formerly known as 'Schedule of delegations'] outlines who can make regulatory decisions at the Solicitors Regulation Authority (SRA) and their role and responsibilities. We have included a glossary function which explains some technical phrases used throughout this document.

#### How does delegation work?

The SRA Board can delegate its functions to sub-committees and individuals, including to SRA staff. The Board's executive functions and regulatory powers are also delegated by the Board to the Executive.

Below, we have set out the regulatory decisions that are delegated to certain staff groups or individuals to make. All staff are sufficiently trained, experienced and competent to make these decisions. The Chief Executive is able at any time to delegate authority on a case by case basis unless the rules themselves set out who can make a decision.

In this document:

- Any references to standards, regulations or statutory provisions include any updated or amended versions produced following the publication of this document.
- References to a job title or role includes individuals undertaking the same or equivalent role in the future, should the job title or role change.
- References to a directorate, function or unit includes a directorate, function or unit fulfilling the same or equivalent role in the future
- 'Adjudication' means an Adjudicator, an adjudication panel or the Chief Adjudicator
- 'Director(s)' includes all Directors, Deputy General Counsel, Deputy Executive Directors, Executive Directors, the Chief of Staff and the Chief Executive of the SRA
- 'Heads' includes all persons described as 'Head' of a function in their job title
- 'Licensed body' includes any body applying to become a licensed body
- 'Recognised body' includes a legal services body and any body applying to become a recognised body
- 'Investigation' includes Supervision, Forensic Investigations, the Assessment Team and the Intelligence Team at the SRA
- 'Technical Adviser(s)' includes Senior Technical Advisers and Senior Authorisation Advisers



• References to the 'SA 1974' means the Solicitors Act 1974, 'CLSA 1990' means the Courts and Legal Services Act 1990, 'AJA 1985' means the Administration of Justice Act 1985, and 'LSA 2007' means the Legal Services Act 2007.

# **Decisions by number**

#### Decision No.

#### Job role/department

To decide the outcome of a review of:

- 1. decisions relating to Individual and firm authorisation, education, training and assessment providers, regulatory/disciplinary action and decisions made under the Compensation Fund Rules 2019 and the SRA
- 1
- **Compensation Fund Rules** 2021, that are listed in Annex 1 of the SRA Application, Notice, Review and Appeals Rules
- 2. all other regulatory decisions or to correct an administrative error in, or in relation to, any decision that comes to the our attention, without the need to undergo a review
- 2 To authorise the disclosure or publication of confidential information in the public interest as permitted by law to:
  - law enforcement agencies
  - regulators or those who
  - other persons with a legitimate interest in receiving the information.

This includes but is not limited to disclosure in accordance with

Adjudication, Directors and Heads, Senior Technical Adviser/Technical Manager in Client Protection: decision (1) Investigation and Supervision -Director, Head of Forensic Investigations and Intelligence, Head of Investigations, Investigation Managers, Investigation Knowledge and **Development Manager;** Authorisation - Director, Heads of Unit and Technical advisers; **Client Protection - Interventions** and Statutory Trust Manager, Cost Recovery Team Manager, Compensation Fund Manager, Technical Manager, Team Leaders and Senior Technical Advisers; Head of Ethics Guidance and Ethics Guidance Team Managers; Legal and Enforcement - Director and Heads; Head of Legal General Counsel Advice Team; Chief Adjudicator and Executive Directors: decision (2) Adjudication, Directors and Heads Investigation and Supervision -Investigation Knowledge and **Development Manager and** Investigation Managers Intelligence Officers exercise regulatory functions Authorisation - Team Leaders and **Technical Advisers** Legal staff - Legal Advisers, Senior Legal Advisers, Senior

Legal Consultant and Case Managers

**Client Protection - Interventions** 



|   | sections 32(4) and 33A(2) of the<br>SA 1974, section 98 of the LSA<br>2007 and under any SRA rules or<br>regulations                | and Statutory Trust Manager,<br>Cost Recovery Team Manager,<br>Compensation Fund Team<br>Managers, Team Leaders, Senior<br>Technical Advisers and Technical<br>Manager   |
|---|---|--|
| 3 | To authorise inspection of a file in<br>proceedings in bankruptcy of a<br>solicitor in accordance with<br>section 83 of the SA 1974 | Adjudication, Directors and<br>Heads<br>Investigation and Supervision -<br>Investigation Knowledge and<br>Development Manager, and<br>Investigation Managers<br>Authorisation - Team Leaders and<br>Technical Advisers |
| 4 | To oppose admission to the Roll of<br>Solicitors pursuant to section 3(2)<br>of the Solicitors Act 1974                             | Adjudication, Directors and<br>Heads   |

# Client protection - the compensation fund, statutory trusts and indemnity insurance

| No | Decision   | Job role/department   |
|----|--|---|
| 5  | To make decisions in respect of<br>payment or rejection of claims<br>on the compensation fund (up<br>to the value prescribed)  | No limit: Adjudication panel save if<br>urgent single adjudicator or<br>Executive Director<br>Up to £1 million: A single<br>Adjudicator<br>Up to £500,000: Director of Client<br>Protection, Technical Manager,<br>Interventions and Statutory Trust<br>Manager, Cost Recovery Team<br>Manager, Compensation Fund Team<br>Manager, Team Leaders and Senior<br>Technical Advisers (in Client<br>Protection)<br>Up to £250,000: Technical<br>Specialists (in Client Protection)<br>Up to £50,000: Complex<br>Caseworkers (in Client Protection) |
| 6  | To impose a cap of £5 million in<br>line with Rule 10 of the<br>Compensation Fund Rules 2021<br>on payments relating to<br>multiple applications for the<br>same or connected claims | <b>£5 million</b> : Executive Directors   |
| 7  | To decide whether to accept or reject claims on the  | <b>No limit</b> : Adjudication, Executive Directors and Director of Client  |



prescribed in respect of

statutory trust money

Protection compensation fund (up to the value prescribed) in cases Up to £500,000: Interventions where the proposed payment is and Statutory Trust Manager, urgently needed as an interim Technical Manager, Cost Recovery measure to protect the Team Manager, Compensation Fund Team Managers, Team Leaders and interests of an applicant or potential applicant to the fund Senior Technical Advisers (in Client Protection) Up to £250,000: Technical Specialists (in Client Protection) Adjudication and Executive Directors **Director of Client Protection** Any two of: Technical Manager, To authorise release of funds Interventions and Statutory Trust 8 from the compensation fund in Manager, Cost Recovery Team an emergency Manager, Compensation Fund Team Managers, Team Leaders and Senior Technical Advisers, (in Client Protection) Interventions and Statutory Trust Manager, Cost Recovery Team To give an undertaking on Manager, Compensation Fund Team behalf of the compensation 9 Managers, Team Leaders, Senior fund to return an overpayment Technical Advisers, Technical from a Statutory Trust Account Specialist, Technical Manager and Director (in Client Protection) No limit: Adjudication Up to £500,000: Interventions and Statutory Trust Manager, Cost To make decisions in respect of Recovery Team Manager, payment from the **Compensation Fund Team** 10 compensation fund to a Managers, Team Leaders, Senior Statutory Trust Account to Technical Advisers, Technical return an overpayment Manager and Director of Client Protection (in Client Protection) Up to £250,000: Technical Specialists (in Client Protection) Adjudication To make any decision (without In cases of urgency, any two of: 11 limit) in respect of statutory **Executive Directors and Director of** trust money **Client Protection** 12 To make any decision to make Up to £500,000: Director of Client payments up to the value

Protection, Technical Manager, Interventions and Statutory Trust Manager, Senior Financial Investigators, Intervention Project Officers, and Senior Technical



To pass a resolution under paragraph 6A of Schedule 1 of the SA 1974 or paragraph 4 of

13 order to collect debts due to an intervened firm

> To issue and defend financial or recovery proceedings in a court or tribunal (and to take

preliminary steps such as the 14 service of a statutory demand in bankruptcy) on our behalf or on behalf of the compensation fund

#### Advisers (in Client Protection) Up to £100,000; Technical **Specialist in Client Protection**

Any two of: Director of Client Protection, Interventions and Statutory Trust Manager, Technical Schedule 14 of the LSA 2007, in Manager in Client Protection, Senior **Technical Adviser in Client** Protection

> **Executive Directors** Technical Manager and Director, Interventions and Statutory Trust Manager, Cost Recovery Team Manager, Compensation Fund Team Managers, Team Leaders, Technical Specialists, Senior Technical Advisers, Case working staff (in Client Protection Team)

# **Authorisation**

### Authorisation - individuals, education and training

| No | Decision   | Job role/department   |
|----|--|---|
| 15 | To make decisions about an<br>applicant's character and suitability<br>under rule 1.1 of SRA Assessment of<br>Character and Suitability Rules  | Adjudication<br>Education and Training -<br>Director, Head of and Policy<br>Managers<br>Authorisation – Director,<br>Heads of Unit, Technical<br>Advisers, Team Leaders,<br>Authorisation Officers levels 2<br>& 3  |
| 16 | To grant applications or<br>authorisations under the SRA<br>Authorisation of Individuals<br>Regulations including:   | Authorisation – all staff:<br>decisions (1) to (8)<br>Adjudication – all decisions (1)<br>to (10)   |
|    | <ol> <li>Determining eligibility for<br/>admission as a solicitor</li> <li>Granting applications for<br/>recognition of academic or<br/>vocational stage completion by<br/>equivalent means</li> <li>Recognising or requiring<br/>specified steps be taken or<br/>extending periods of training</li> </ol> | Authorisation – Director,<br>Heads of Unit, Technical<br>Advisers, Team Leaders, and<br>Authorisation Officers Level 2<br>and Level 3: decision (9)<br>Education and Training –<br>Director, Head of and Policy<br>Managers: decision (9)<br>Education and Training – |



- Granting applications for admission to the Roll of Solicitors
- 5. Granting applications for removal from the Roll of Solicitors
- 6. Granting applications for practising certificates
- 7. Granting applications for registration as a European lawyer
- 8. Granting applications for registration as a foreign lawyer
- Granting applications from individuals for exemptions in respect of all or part of the Solicitors Qualifying Examination (SQE) assessment
- 10. Granting applications for all lawyers who hold a particular title in a particular jurisdiction for exemptions in respect of all or part of the SQE assessment

To:

- Remove solicitors from the Roll of Solicitors under regulation 5.6(a)(i) of the SRA Authorisation of Individuals Regulations where following an enquiry they tell us that they do not wish to remain on the roll
- Remove solicitors from the Roll of Solicitors under regulation 5.6(a)(ii) of the SRA Authorisation of Individuals Regulations where following an enquiry they do not, within eight weeks from the date of the notice, reply to us and pay the fee to remain on the Roll of Solicitors

18 To refuse, revoke or vary authorisations under the SRA Authorisation of Individuals Regulations including: Director and Head of: decision (10)

Authorisation – all staff: decision (1) Authorisation – Director, Heads of Unit and Technical Advisers: decision (2)

Adjudication: all decisions (1) to (13) Education and Training – Director, Head of and Policy Managers: all decisions (1) to

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- 1. Refusing applications for recognition of academic or vocational stage of gualification decisions (1) to (12) completed by equivalent means Authorisation - Director,
- 2. Determining completion of an apprenticeship
- 3. Refusing to recognise (all or part of), requiring specified steps to be taken, extending periods of training
- 4. Refusing applications for admission to the Roll of Solicitors
- 5. Refusing applications for removal from the Roll of Solicitors
- 6. Refusing applications for **Practising Certificates**
- 7. Refusing applications for registration as a European lawyer
- 8. Refusing applications for registration as a foreign lawyer
- 9. Imposing conditions on practising certificates or registration
- 10. Revoking or varying conditions on practising certificates or registration
- 11. Shortening or removing the 28 days' notice under regulation 7.5
- 12. Revoking a practising certificate or withdrawing registration
- 13. Refusing applications for exemptions in respect of all or part of the SQE assessment

To grant or refuse applications to extend the six year period to

- 19 complete the SQE assessment under Heads of Unit, Technical the SQE Assessment Regulations
- 20 To grant approvals or authorisations under the SRA Education, Training

(13)

Authorisation - all staff: Heads of Unit, Technical Advisers, Team Leaders, and Authorisation Officers Level 2 and Level 3: decision (13) Investigation and Supervision - Director, Head of Investigations, Head of Forensic Investigations and Intelligence, Investigation Knowledge and Development Manager and Investigation Managers: decisions (10) and (11)

Education and Training -Director, Head of and Policy Managers Authorisation - Director, Advisers, Team Leaders, and Authorisation Officers Level 2 and Level 3 Authorisation - all staff Adjudication Education and Training -



and Assessment Provider Regulations Director, Head of and Policy including: Managers: decisions (1) to (3)

- 1. Granting an application for approval or authorisation as a training provider
- 2. Approving an organisation to provide assessments in High Courts Civil and Criminal Advocacy and to confer a Higher Courts Advocacy Qualification (Higher Rights of Audience qualification)
- 3. Approving an organisation to provide assessments for the Police Station Representative Accreditation Scheme Assessment
- 21 To refuse, revoke or vary authorisations under the SRA Education, Training and Assessment Provider Regulations including:
  - 1. Refusing an application for approval or authorisation as a training provider
  - 2. Imposing conditions on an authorised training provider
  - 3. Revoking authorisation as a training provider
  - Requiring an authorised training provider to appoint a new training principal
  - Refusing (subject to conditions or otherwise) to approve an organisation to provide assessments in High Courts Civil and Criminal Advocacy and to confer a Higher Courts Advocacy (Higher Rights of Audience) Qualification and to provide the Police Station Representative Accreditation Scheme assessment
  - 6. Revoking an authorised Higher Rights or Police Station Representative Accreditation Scheme providers approval

Adjudication: all decisions (1) to (7) Authorisation – all staff: decisions (1) to (4) Education and Training – Director, Head of and Policy Managers: decisions (5) to (7) 7. Making an authorised Higher Rights or Police Station Representative Accreditation Scheme Providers approval subject to conditions

To determine applications for membership of professional accreditation schemes, panels and

22 awards, including the waiving of requirements and to revoke membership of professional accreditation schemes, panels and awards.

> In respect of the granting of applications for approval of employment under sections 41 or 43 of the Solicitors Act 1974:

1.to grant approval unconditionally,

or subject to any conditions or requirements which have not been objected to by the person or persons concerned
 Adjudication: decision (2 Authorisation – Director, Authorisation – Director, Heads of Unit, Technical Advisers and Team leader

2.to refuse approval, or grant approval with conditions (whether objected to or not)

In respect of an application to terminate a suspended practising certificate:

 to terminate the suspension, including conditions which have not been objected to by the person concerned

to refuse to terminate the suspension, or to terminate the suspension subject to conditions In accordance with the powers under articles 12-14 of the European

25 Communities (Services of Lawyers) Order 1978 to determine whether the person has verified their status to the SRA's satisfaction Adjudication Education and Training -Director, Head of and Policy Managers Authorisation – Director, Heads of Unit, Technical Advisers, Team Leaders, and Authorisation Officers Level 2 and Level 3

All Investigation and Supervision and Authorisation staff can make decision (1) Adjudication: decision (2) Authorisation – Director, Heads of Unit, Technical Advisers and Team leaders: decision (2)

Authorisation – all staff: decision (1) Adjudication: decision (2) Authorisation – Director, Heads of Unit, Technical Advisers and Team leaders: decision (2)

Adjudication, Directors and Heads

## Authorisation - firms

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#### No.

#### Decision

- 26 To grant approvals or authorisations with conditions or otherwise under the SRA Authorisation of Firms Rules including:
  - 1. Granting an application for authorisation unconditionally or with agreed conditions
  - 2. Granting an application for authorisation with conditions which are objected to
  - Imposing conditions on a body's authorisation (where there is no objection and also where there is an objection)
  - 4. Revoking or suspending authorisation on application of the body concerned
  - 5. Determining that an authorised body is not required to comply with rule 9.1 of the SRA Authorisation of Firms Rules (to seek approval of a manager or owner of the authorised body), where managers are not involved in the activities set out in rule 9.3(a) to (c) as follows:
    - a. the day to day or strategic management of the <u>authorised body</u> [https://contact.sra.org.uk/solicitors/standardsregulations/glossary/#authorised-body];
    - b. compliance by the <u>authorised body</u> [https://contact.sra.org.uk/solicitors/standardsregulations/glossary/#authorised-body] with the <u>SRA's regulatory arrangements</u> [https://contact.sra.org.uk/solicitors/standardsregulations/glossary/#regulatory-arrangements]
       ; or
    - c. the carrying on of <u>reserved legal</u> <u>activities</u> [https://contact.sra.org.uk/solicitors/standardsregulations/glossary/#reserved-legal-activities], or the provision of legal services in England and Wales
  - Extending, revoking or varying an authorised body's terms and conditions
  - 7. Approving a manager, owner, COLP or COFA of an authorised body
  - 8. Approving a manager, owner, COLP or COFA of an authorised body, subject to conditions being imposed on the authorisation of the body (where there is no objection)
  - 9. Approving a restricted interest under Schedule 13 LSA subject to a condition on

#### Job role/department

Authorisation - All staff: decisions (1) to (13) Adjudication: decisions (1) to(14) Authorisation -Director, Heads of Unit, Technical Advisers and Team leaders: decision (14)



that approval (where there is no objection)

- 10. Approval of a manager, owner, COLP or COFA of an authorised body, subject to conditions being imposed on the authorisation of a body (where there is objection)
- 11. Approval of a restricted interest under Schedule 13 LSA subject to a condition on that approval (where there is objection)
- 12. Approval of a beneficial owner, officer, or manager of an Independent legal practitioner
- 13. Recommendation that a trust or company service provider or a beneficial owner, officer or manager of trust or company service provider, is fit and proper to carry out the work of a trust or service company provider
- 14. Deciding to transfer or substitute authorisation of a body or approval of a manager, owner, COLP or COFA and to determine what application requirements apply
- 27 To refuse applications or authorisations under the SRA Authorisation of Firms Rules including;
  - 1. Refusing an application for authorisation
  - 2. Revoking or suspending authorisation on procedural grounds
  - 3. Suspending or revoking authorisation on any grounds
  - 4. Refusing to approve a manager, owner, COLP or COFA of an authorised body
  - 5. Objecting to the holding of a restricted interest in a licensed body
  - 6. Withdrawal of approval of a manager, owner, COLP or COFA of an authorised body.
  - Objecting to the holding of an existing approved restricted interest holder in a licensed body
  - 8. Refusal of approval of a beneficial owner, officer or manager of an independent legal practitioner
  - 9. Recommending that a trust or company service provider, or a beneficial owner, officer or manager or a trust or company service provider is NOT fit and proper to

Authorisation - all staff: decisions (1) to (6) Adjudication: decisions (1) to (9) Authorisation -Director, Heads of Unit, Technical Advisers and Team leaders: decisions (7) to (9) carry out the work of a trust or company service provider

| 28 | Withholding from publication all or some information that would usually be published in the public interest  | Adjudication and<br>Executive<br>Directors<br>Authorisation - all<br>staff   |
|----|--|--|
| 29 | <ul> <li>In respect of determining or modifying the reserved legal activities which a licensed body is authorised to carry out for the purposes of section 85 and 86 of the Legal Services Act 2007 (including upon first application for a licence):</li> <li>1. To grant or amend the term of the licence where this is not objected to by the person or persons concerned</li> <li>2. To grant or amend the term of the licence whether objected to or not</li> </ul> | All Investigation<br>and Supervision<br>and Authorisation<br>staff: decision (1)<br>Adjudication and<br>Executive<br>Directors: decision<br>(2)<br>Authorisation –<br>Director, Heads of<br>Unit, Technical<br>Advisers and Team<br>leaders: decision<br>(2)<br>In respect of the<br>exercise of these<br>powers, all<br>persons listed<br>above may give<br>notice of the same<br>or decide to<br>remove the notice<br>requirement. |

# **Authorisation - other**

| No. | Decision   | Job<br>role/department |
|-----|--|------------------------|
| 30  | To require an accountant's report to be obtained<br>or delivered in accordance with rule 12.4 of the<br>SRA Accounts Rules |                        |
|     | To make orders and exercise associated powers<br>in relation to modifying the application of                               | Adjudication           |

in relation to modifying the application of Adjudication 31 licensing rules for special bodies arising from Executive sections 106 and 107 of the Legal Services Act Directors 2007

# Investigation



| No. | Decision   | Job role/department  |
|-----|--|--|
| 32  | To authorise an onsite inspection  | Adjudication<br>Director and Heads<br>Investigation and Supervision<br>- Investigation Knowledge<br>and Development Manager<br>and Investigation Managers  |
| 33  | To decide that it would not be in the<br>public interest to notify the person<br>subject to the decision or their<br>employer of an investigation into an<br>allegation  | Investigation and Supervision<br>– Director, Head of<br>Investigations, Head of<br>Forensic Investigations and<br>Intelligence, Investigation<br>Knowledge and Development<br>Manager and Investigation<br>Managers  |
| 34  | To issue letters of advice or a warning<br>regarding future conduct or behaviour<br>under rule 2.4 of the SRA Regulatory<br>and Disciplinary Procedure Rules<br>(RDPR)   | Adjudication, Directors and<br>Heads<br>Investigation and Supervision<br>- Investigation Knowledge<br>and Development Manager<br>and Investigation Managers<br>Legal staff - Case Managers,<br>Senior Legal Consultant,<br>Senior Legal Advisers and<br>Legal Advisers   |
| 35  | To decide not to give notice of an<br>investigation to the relevant person<br>under rule 2.5 of the RDPR where a<br>further allegation is intended to be<br>included in a matter already subject<br>to an application or ongoing<br>proceedings before the tribunal, or<br>where we intend to make an urgent<br>application to the tribunal in a case in<br>which we are exercising our powers of<br>intervention or it is otherwise in the<br>public interest to do so. | Adjudication and Executive<br>Directors<br>Investigation and Supervision<br>- Director, Head of<br>Investigations, Head of<br>Forensic Investigations and<br>Intelligence, Investigation<br>Knowledge and Development<br>Manager and Investigation<br>Managers<br>Legal staff – Executive<br>Director, Director of Legal<br>and Enforcement and Chief<br>Adjudicator, Head of Legal<br>and Enforcement, Head of<br>Legal - General Counsel |
| 36  | To vary the procedures as per rule 8.1<br>of the RDPR relating to evidential and<br>procedural matters if we consider it to<br>be in the interests of justice or in the<br>overriding public interest to do so.  | Advice Team<br>Adjudication and Executive<br>Directors   |



| 37        | To decide to suspend a practising certificate   | Intelligence, Investigation<br>Knowledge and Development<br>Manager and Investigation<br>Managers<br>Legal staff - Director of Legal<br>and Enforcement, Head of<br>Legal and Enforcement and<br>Head of Legal General<br>Counsel Advice Team<br>Adjudication<br>Investigation and Supervision<br>- Director, Head of<br>Investigations and Head of<br>Forensic Investigations and<br>Intelligence<br>Legal staff - Director of Legal<br>and Enforcement, Head of<br>Legal General Counsel<br>Advice Team and Executive<br>Director (in General Counsel)<br>Adjudication and Executive<br>Directors<br>Client Protection - Director, |
|-----------|---|--|
| 38        | To give any notices required for the<br>purposes of Schedule 14 of the LSA<br>2007 in relation to exercising our<br>powers of intervention of a licensed<br>body (including, for the avoidance of<br>doubt, paragraphs 1(4), 3(5), 8 and<br>10) and Schedule 1 of the SA 1974<br>(including, for the avoidance of doubt,<br>paragraphs 6 and 9) | Technical Manager,<br>Interventions and Statutory<br>Trust Manager and Senior<br>Advisers<br>Investigation and Supervision<br>- Director, Head of<br>Investigations and Head of<br>Forensic Investigations and<br>Intelligence<br>Legal staff - Director of Legal<br>and Enforcement, Head of<br>Legal and Enforcement, Head<br>of Legal General Counsel<br>Advice Team<br>Adjudication<br>Investigation and Supervision   |
| 39<br>Adj | To disqualify an accountant from<br>making any accountant's reports<br>under the Accounts Rules<br>udication  | - Director, Head of<br>Investigations and Head of<br>Forensic Investigations and<br>Intelligence   |

No.

Decision

To decide to intervene into a firm (including under section 35 and Schedule 1 of the SA 1974,

40 Schedule 2 of the AJA1985, section 102 and Schedule 14 to the LSA 2007 and any provision with similar effect)

To:

- 1. Give a written rebuke
- 2. Impose a fine falling within Band A, B, or C of our guidance on our approach to financial penalties
- Make a decision to publish (or not) a regulatory decision or to publish at later date
- 41 4. Disqualify a person
  - 5. make an order under section 43(2) of the Solicitors Act 1974
  - impose conditions, interim conditions or other controls upon practising certificates, registration or any other form of authorisation
  - 7. direct payment of costs

[To impose (other than via a regulatory settlement

- 42 agreement) a financial penalty falling within Band D of the SRA's guidance on its approach to financial penalties] To end a disqualification or order made by the SRA in
  43 accordance with rule 7.2 SRA
- 43 accordance with rule 7.2 SRA Regulatory and Disciplinary Procedure Rules

Adjudication panel unless the intervention

- 1. is due to severe and imminent risk to the public; or
- 2. into the closed files and any residual money forming the remnants of a practice in which case provided the Chief Executive, an Executive Director or a Director decides that the decision can be made by a single adjudicator

Adjudication: decisions (1) to (7)

All Authorisation staff: decision (3) relating to publication of conditions affecting a practising certificate, recognition, registration, or approval and decision (6) in so far as it relates to imposing interim conditions upon practising certificates under rule 3.2 of the SRA Regulatory and Disciplinary Procedure Rules

Adjudication panel

Adjudication Authorisation – Director, Heads of Units and Technical Advisers

| 44 | To appoint the membership of a<br>panel of adjudicators sub<br>committee and to designate the<br>chair   | Adjudication Support Officer<br>Chief Adjudicator, or in the absence<br>of the Chief Adjudicator, a single<br>Adjudicator  |
|----|--|--|
| 45 | [To impose a fixed financial<br>penalty under rule 3.1(h) of the<br>Regulatory and Disciplinary<br>Procedure Rules, to direct<br>payment of costs in respect of<br>that matter, and/or to make a<br>decision to publish (or not) that<br>regulatory decision or to publish<br>at a later date] | Investigation and Supervision –<br>Director, Head of Investigations,<br>Head of Forensic Investigations and<br>Intelligence, Investigation<br>Knowledge and Development<br>Manager and Investigation<br>Managers<br>AML – Director and Head of AML<br>Investigations Head of Thematic<br>Team<br>Legal and Enforcement - Director<br>and Heads of Legal and<br>Enforcement<br>Authorisation – Director, Heads of<br>Unit and Technical Advisers. |

### Legal and enforcement

No. Decision To authorise disciplinary proceedings and any other proceedings before the Solicitors Disciplinary Tribunal, and to authorise the addition of further allegations

To authorise, issue and defend any proceedings or proposed proceedings in a court or tribunal.

The above includes the power to issue a restriction notice for the

46 purposes of Part 5 Schedule 13 of the Legal Services Act 2007 to place restrictions on shares within a restricted interest held by a licensed body and to make any application to the High Court under Part 5 of Schedule 13 of that Act or Schedule 14 of that Act and to give any associated notices.

> The power to decide whether to publish a decision, or refer to the Solicitors Disciplinary Tribunal.

#### Job role/department

Adjudication and Executive Directors

Legal staff - Director of Legal and Enforcement, Head of Legal and Enforcement, Head of Risk and Compliance, Head of Legal - General Counsel Advice Team, Case Managers, Senior Legal Consultant, Senior Legal Advisers and Legal Advisers

Legal staff - Director of Legal and Enforcement, Head of Legal and Enforcement, Head To authorise a statement of agreed 47 facts, admissions and outcome of Legal - General Counsel Advice Team and Executive Director (in General Counsel) Chief Adjudicator and **Executive Directors** Legal staff - Director of Legal To authorise prosecution of offences 48 under the SA 1974, the AJA 1985, and Enforcement, Head of Legal and Enforcement and the CLSA 1990, and the LSA 2007 Head of Legal - General **Counsel Advice Team** Adjudication and Executive Directors: decisions (1) to (3) Investigation and Supervision - Director, Head of To decide to give notice: Investigations, Head of Forensic Investigations and 1. pursuant to sections 44B of the SA 1974 to require a person or Intelligence, Investigation recognised body to provide Knowledge and Development information and documents and Manager and Investigation Managers: decisions (1) and any equivalent notice, such as paragraph 14 of Schedule 2 to (2) the Administration of Justice Act Legal staff - Director of Legal 1985 and to exercise the and Enforcement, Head of related powers pursuant to Legal and Enforcement, Head those provisions of Risk and Compliance, Head 2. pursuant to section 93 of the of Legal - General Counsel 49 LSA 2007 requiring information Advice Team, Case Managers, to be provided by a licensed Senior Legal Consultant, body, and to exercise the Senior Legal Advisers and related powers pursuant to Legal Advisers: decisions (1) those provisions to (3) 3. under regulation 66 of the Authorisation - Technical Money Laundering, Terrorist Advisers: decisions (1) and (2) Financing and Transfer of Funds Client Protection - Director, (Information on the Payer) Technical Manager and Regulations 2017 to require Interventions and Statutory information and documents to Trust Manager: decisions (1) be provided. and (2) AML - Director, Head of AML Investigations and AML Investigation Manager: decisions (1) to (3) 50 To give notice under section 44BA of Chief Adjudicator and SA 1974 (to require an explanation **Executive Directors** of information or any document Legal staff - Director of Legal



provided by the person to whom notice is given) any equivalent notice for the purposes of paragraph 14 of Schedule 2 to the AJA 1985, and to exercise the related powers pursuant to those provisions and Enforcement, Head Legal and Enforcement Head of Legal - General Investigation and Super - Director, Head of

To authorise an application to court under section 44BB of SA 1974 or section 94 of LSA 2007, and to exercise the related powers pursuant to those provisions Forensic Investigations and Intelligence, Investigation Knowledge and Developme Manager and Investigation Managers in relation to a

and Enforcement, Head of Legal and Enforcement and Head of Legal - General Counsel Advice Team Investigation and Supervision - Director, Head of Investigations, Head of Forensic Investigations and Intelligence, Investigation Knowledge and Development Manager and Investigation Managers in relation to a notice under section 44BA and equivalent notices

Client Protection – Director, Technical Manager and Interventions and Statutory Trust Manager

To authorise a regulatory settlement agreement including (but not limited) to the following:

- give a written rebuke
- direct payment of a penalty up to and including £25,000
- make a decision to publish (or not) a regulatory decision
- disqualify a person
- bring a disqualification to an end
- make an order under section 43(2) of the SA 1974

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- make an order under section 99 of the LSA 2007
  - impose conditions, interim conditions or other controls upon practising certificates, registration or any other form of authorisation
- issue advice or a warning
- make an application to the SDT
- suspend, or extend the extension of, a practising certificate under section 13B of the SA 1974
- direct payment of costs

Adjudication and Executive Directors Director of Legal and Enforcement Heads of Legal Director of Investigation and Supervision Director of AML Any two of: Technical Advisers in Authorisation, Director of Authorisation, Heads of Unit (in Authorisation); Head of Investigation and Investigation Managers



| 52 | To authorise a regulatory settlement<br>agreement including a financial<br>penalty in excess of £25,000   | Executive Directors<br>Director of Legal and<br>Enforcement<br>Director of Investigation and<br>Supervision<br>Director of AML<br>Any two Heads of Legal and<br>Enforcement or Heads of<br>Investigation and Supervision<br>Adjudication   |
|----|---|--|
| 53 | To decide upon applications for<br>waivers of requirements of the SRA<br>Standards and Regulations  | Directors<br>Ethics Guidance - Head of<br>Ethics Guidance and Team<br>Managers<br>Authorisation - Director,<br>Heads of Unit, Technical<br>Advisers, Team Leaders,<br>Senior Authorisation Officers<br>and Authorisation Officers<br>Level 2 and Level 3<br>Education and Training -<br>Director, Head of and Policy<br>Managers |
| 54 | To deal with applications for<br>authority to withdraw money from<br>client account   | Adjudication<br>Directors<br>Ethics Guidance - Head of<br>Ethics Guidance, Team<br>Managers and Ethics Advisers  |
| 55 | To approve foreign legal professions<br>for the purposes of section 89 of the<br>CLSA 1990 (A register of foreign<br>lawyers, maintained by The Law<br>Society).  | Executive Directors  |
| 56 | -   | Adjudication<br>Education and Training –<br>Director, Head of and Policy<br>Managers   |
|    | To deal with all matters relating to<br>assessment organisations and/or<br>providers of post-qualification<br>training under the SRA Authorisation<br>of Individuals Regulations and the<br>SRA Education Training and<br>Assessment Provider Regulations |  |



(excluding waivers and the setting of fees).

To issue letters of advice or a warning regarding future conduct or

57 behaviour under rule 2.4 of the SRA Regulatory and Disciplinary Procedure Rules (RDPR) Adjudication, Directors and Heads

Investigation and Supervision - Investigation Knowledge and Development Manager and Investigation Managers Legal staff - Case Managers, Senior Legal Consultant, Senior Legal Advisers and Legal Advisers