



NOTICE IS HEREBY GIVEN THAT THE ANNUAL MEETING OF THE CHANCERY BAR ASSOCIATION

will be held on:

**TUESDAY, 14 JULY 2015 at 5.30 pm
LINCOLN'S INN EDUCATION SUITE AT 33 CHANCERY LANE
(ENTRANCE ON THE LEFT HAND SIDE
OF THE BUILDING ALONG ROLLS PASSAGE)**

For the purpose of:

1. Noting the Minutes of the 2014 Annual Meeting. Copies will be available at the meeting.
2. Receiving the results of the election of Officers and ordinary members of the Committee for the coming year.
3. Receiving a report from the Chairman.
4. Receiving a report from the Treasurer.
5. Receiving, considering and (if thought fit) approving the accounts for the period 1 January 2014 to 31 December 2014. Copies of the accounts will be available at the meeting.
6. Noting the unchanged subscriptions for the year 2016 (£130 for London Members, £80 for Regional Members).
7. Considering the proposed resolution to amend the Rules of the Association in the manner set out in Schedule A hereto.
8. Any other business (at the discretion of the Chairman of the meeting).

**Eason Rajah QC
Honorary Secretary
30 June 2014**

SCHEDULE A

(A) It is hereby **RESOLVED** to amend the Rules of the Association by adopting the amendments shown as tracked changes in Schedule B so that the revised Rules after amendment shall be as follows:

Rules of the Chancery Bar Association

(Established 1935, re-established 1957)

Definitions and Interpretation

1. In these rules, save where the context requires otherwise, references to numbered rules or to rules generally shall be references to these rules of the Chancery Bar Association (as amended from time to time), the singular shall include the plural, the masculine shall include the feminine, and the following expressions shall have the following meanings:
 - (1) **‘the ChBA’** shall mean the Chancery Bar Association governed by these rules;
 - (2) **‘the Annual Meeting’** shall mean the annual general meeting of the ChBA provided for by rule 53;
 - (3) **‘an Extraordinary Meeting’** shall mean an extraordinary general meeting of the ChBA called pursuant to rules 57 or 58;
 - (4) **‘a General Meeting’** shall mean either the Annual Meeting or an Extraordinary Meeting;
 - (5) **‘the Committee’** shall mean the committee of the ChBA provided for by rule 30;
 - (6) **‘the Officers’** shall mean the officers of the ChBA provided for by rule 18;
 - (7) **‘the Objects’** shall mean the objects of the ChBA specified in rule 2;
 - (8) **‘the Bar’** shall mean the Bar of England and Wales and **‘the Chancery Bar’** shall mean the Chancery Bar of England and Wales;
 - (9) **‘Chancery Work’** shall mean work that is commonly or traditionally undertaken in the Chancery Division of the High Court of Justice and such other contentious and non-contentious work as is, in the opinion of the Committee, of a type commonly or traditionally undertaken by members of the Chancery Bar, whether (in the case of contentious or potentially contentious work) in the Chancery Division or in any other court or tribunal;

- (10) **‘Members’** shall mean members of the ChBA (in any or all of the classes, as the case may be, provided for by rule 4) and **‘Membership’** shall be construed accordingly; and
- (11) **‘year’** shall mean the period beginning upon the close of any given Annual Meeting and ending upon the close of the Annual Meeting next following.

Objects

2. The objects of the ChBA shall be to:
 - (1) promote the interests of justice;
 - (2) promote the interests of the Chancery Bar; and
 - (3) promote and enhance the legal education and training of those practising or intending to practise at the Chancery Bar.

Non-Discrimination

3. The ChBA shall not discriminate against any person in any way on the grounds of race, colour, ethnic or national origin, nationality, citizenship, sex, gender reassignment, sexual orientation, marital or civil partnership status, disability, age, pregnancy and maternity, religion or belief.

Membership: Eligibility and Admission

4. There shall be four classes of Member, namely:
 - (1) Full Members;
 - (2) Academic Members;
 - (3) Honorary Members; and
 - (4) Overseas Members.
5. The Members for the time being shall be those eligible persons who are mentioned in the records of the ChBA as having been admitted to Membership, and who have paid such current annual and other subscriptions as may be due. The records of the ChBA shall record whether a Member is a Full Member, an Academic Member, an Honorary Member or an Overseas Member.

6. The following persons shall be eligible for Full Membership, namely:
 - (1) practising barristers in independent practice at the Bar or practising barristers who have been called to the Bar and are now employed in England and Wales whose work (in either case) consists primarily of Chancery Work; and
 - (2) practising barristers in independent practice at the Bar who are tenants in Chambers and who (in the opinion of the Committee) intend and are likely to develop a practice which will consist primarily of Chancery Work.
7. Applications for Full Membership shall be made in writing to the Secretary on the form approved from time to time by the Committee for the purpose.
8. Upon receipt of a written application for Full Membership on the approved form, the Secretary shall place the application before the Committee for consideration at its next meeting. Upon consideration of any such application, the Committee:
 - (1) may, if it reasonably considers the applicant to be eligible for Full Membership under rule 6, invite him to become a Full Member;
 - (2) shall reject any application from a person it reasonably considers to be ineligible for Full Membership under rule 6; or
 - (3) may, in the event that it decides that there is doubt as to the applicant's eligibility under rule 6, either reject the application or request that the applicant provide the Committee with further information as to his practice or intended practice at the Bar, so as to enable the application to be reconsidered.
9. The following persons shall be eligible for Academic Membership, namely persons in full-time academic study or teaching or in a full-time research post and not in independent practice at the Bar whose field of study, teaching or research consists substantially of the law associated with Chancery Work or whose study, teaching or research is likely to develop substantially into the teaching or study of, or research into, the law associated with Chancery Work.
10. The Committee may invite such persons as it considers appropriate to become Academic Members upon such terms as to subscription, duration of Membership or otherwise as the Committee may think fit.

11. Academic Members will be listed in the records of the ChBA and in other publicity by academic address only.
12. The Committee may invite such persons as it considers appropriate to become Honorary Members upon such terms as to subscription, duration of Membership or otherwise as the Committee may think fit.
13. The Committee may invite such persons who are (or have been) lawyers practising outside England and Wales, whose practices include (or included) Chancery Work or whose firms undertake (or undertook, while such persons were members or employees of such firms) Chancery Work, as the Committee considers appropriate to become Overseas Members upon such terms as to subscription, duration of Membership or otherwise as the Committee may think fit.

Termination of Membership

14. Any person who ceases to be eligible for Full Membership under rule 6 shall automatically cease to be a Member but shall not be entitled to the return of his annual or any other subscription for any part of the year in which such person ceases to be eligible for Membership.
15. Any doubt as to a Member's continuing eligibility for Membership or any class of Membership shall be resolved by the Committee.
16. The Committee shall have the power, exercisable in its absolute discretion, to expel any Member.
17. Any Member may resign at any time but shall not be entitled to the return of his annual or any other subscription for any part of the year in which such resignation takes place.

Officers

18. There shall be the following officers of the ChBA, the holders of which offices must be Full

Members, namely:

- (1) the Chairman;
- (2) the Vice-Chairman;
- (3) the Secretary;
- (4) the Treasurer; and
- (5) the Seminar Secretary.

19. No person shall hold office as Chairman for more than three consecutive years.
20. No person shall hold office as Vice-Chairman for more than three consecutive years.
21. No person shall hold office as Secretary for more than four consecutive years.
22. No person shall hold office as Treasurer for more than four consecutive years.
23. No person shall hold office as Seminar Secretary for more than four consecutive years.
24. Each Officer shall retire at the close of every Annual Meeting. Such retiring Officers shall (subject to the provisions of rules 19 to 23) be eligible for re-election as Officers or as ordinary members of the Committee.

Powers and duties of Chairman and Vice-Chairman

25. The Chairman shall:
 - (1) supervise the operation of the ChBA generally;
 - (2) chair General Meetings and meetings of the Committee, whenever present;
 - (3) represent and promote the Objects and the interests of the ChBA generally in all respects;
and
 - (4) perform such other duties as are provided for by these rules or by the Committee from time to time.
26. The Vice-Chairman shall:

- (1) assist the Chairman in the performance of his duties;
- (2) undertake the powers and duties of the Chairman in his absence; and
- (3) perform such other duties as are provided for by these rules or by the Committee from time to time.

Duties of Secretary, Treasurer and Seminar Secretary

27. The Secretary shall:

- (1) keep the records of the ChBA;
- (2) prepare and keep the minutes of General Meetings and of meetings of the Committee;
- (3) give such notices as are provided for by these rules; and
- (4) perform such other duties as are provided for by these rules or by the Committee from time to time.

28. The Treasurer shall:

- (1) receive all monies of the ChBA;
- (2) prepare the annual accounts of the ChBA for presentation at each Annual Meeting;
- (3) prepare budgets of ChBA expenditure as and when required by the Committee;
- (4) cause the ChBA's monies to be disbursed in accordance with the directions of and/or the mandate determined by the Committee from time to time;
- (5) be responsible for keeping a record of the names and professional addresses of the Members for the time being; and
- (6) perform such other duties as shall be provided for by these rules or by the Committee from time to time.

29. The Seminar Secretary shall organise, under the supervision of the Committee, a programme of seminars, lectures and educational events for the benefit of the Members.

The Committee

30. There shall be a committee of the ChBA, which shall comprise the following persons, all of whom must be Full Members, namely:

- (1) the Officers;
- (2) twelve elected ordinary members falling at the date of their election within the following categories, namely:
 - (i) four Queen's Counsel;
 - (ii) five juniors of more than seven years call; and
 - (iii) three juniors of less than seven years call;
- (3) up to a maximum of eight members co-opted under rule 33; and
- (4) any persons appointed or co-opted under rule 51.

31. Ordinary members of the Committee shall be elected for a term of three years.
32. Those elected ordinary members of the Committee who have not previously retired or otherwise ceased to be a member of the Committee shall retire at the close of the third Annual Meeting following the Annual Meeting at which their most recent election was announced. Such retiring members:
 - (1) shall be eligible for re-election to the Committee as Officers; and
 - (2) shall be eligible for re-election to the Committee as ordinary members if there is a vacancy for which they are eligible to stand, unless they have served six consecutive years (in which case, they shall not be eligible for re-election as ordinary members of the Committee in any category for a period of three years after their retirement).
33. The Committee may, in its absolute discretion, co-opt up to a maximum of four Full Members whose Chambers are in London and/or four such Members whose Chambers are outside London to serve as members of the Committee for such periods of up to one year (or, if earlier, up to the end of the Annual Meeting next following such co-option) as the Committee shall determine. Save as provided in rule 35, such co-opted persons shall be treated as ordinary members of the Committee for all purposes during the relevant period.

Duties and meetings of the Committee

34. Subject to rule 36, the Committee may meet as and when it shall think fit.

35. There shall be a quorum of seven Officers or ordinary members for meetings of the Committee, provided that (notwithstanding the provisions of rules 33 and 51(2)) no more than three persons co-opted (rather than elected by the Membership) to serve as ordinary members on the Committee shall be eligible to count towards the quorum.
36. The Chairman, the Vice-Chairman or any three members of the Committee may call a meeting of the Committee.
37. Save in cases of urgency, the Secretary shall give seven days' notice of a meeting of the Committee to the members of the Committee provided that such requirement may be waived by a majority of the Committee members for the time being that is not less than a quorum.
38. Meetings of the Committee shall be chaired by the Chairman or, in his absence, the Vice-Chairman or, in his absence, by such Officer or ordinary member of the Committee as the meeting shall elect.
39. Questions arising at any Committee meeting shall be determined by a majority of votes of those present and voting. In the case of an equality of votes, the chairman of that meeting shall have a second or casting vote.
40. Any Committee member may validly attend a meeting of the Committee through the medium of conference telephone or any other form of communications equipment (whether in use when these rules were adopted or developed subsequently), provided that, while any person is so attending a meeting, all persons attending the meeting are able to hear and speak to each other. A Committee member so attending by telephone or other form of communications equipment shall be deemed to be present in person at the meeting and shall (subject to rule 35) be counted in a quorum and entitled to vote.
41. Where the Chairman (or, in his absence, the Vice-Chairman) decides that a matter should not or cannot reasonably wait to be decided at the following Committee meeting, a draft resolution may be circulated in writing or electronically to all Committee members, identifying this rule. A resolution so circulated (or an amended form of resolution so circulated) that is signed or

confirmed electronically by a majority of the Committee members for the time being (which is not less than a quorum and which includes a majority of the Officers for the time being) shall be as valid and effective for all purposes as a resolution duly passed at a meeting of the Committee and shall be minuted as such. Such a resolution may consist of several documents or electronic communications each signed or authenticated by one or more Committee members which signify agreement with the resolution (or amended resolution) without having to be in the same form. An accidental omission to send the resolution (or amended resolution) to the correct address of one or more Committee members shall not invalidate such a resolution.

42. The Committee shall:
- (1) consider from time to time the annual and other subscriptions required by the ChBA to carry out the Objects, make proposals in respect of the same for consideration and (if thought fit) approval by a General Meeting in accordance with rules 55(5) or 75 (as the case may be), and call for payment of such subscriptions as are duly approved;
 - (2) determine the manner in which the ChBA's monies are to be applied or disbursed and for that purpose the Committee shall have the power to borrow money and give security;
 - (3) fix the agenda for and summon the Annual Meeting and any Extraordinary Meetings in accordance with these rules; and
 - (4) undertake any other powers and duties provided for by these rules and for that purpose the Committee shall have the power to do anything else within the law which promotes or helps to promote the Objects.
43. Subject to the provisions of these rules, the general business of the ChBA shall be conducted by the Committee, which may exercise all the powers of the ChBA.
44. The Committee may delegate any business other than that mentioned in rules 27 and 28 to sub-committees comprising any number of Members (including, for the avoidance of doubt, Members who are neither Officers nor ordinary members of the Committee) as the Committee shall determine, provided that, unless the Committee waives this requirement, every such sub-committee shall be chaired by an Officer or an ordinary member of the Committee appointed by the Committee for that purpose. The Committee may revoke, amend, add to or vary the scope or terms of the delegation to any such sub-committee in such manner as it may from time to time

think fit.

45. It shall be the duty of all members of the Committee to attend meetings of the Committee unless they have good reason not to do so and likewise the duty of all members of any sub-committee appointed pursuant to rule 44 to attend meetings of such sub-committee.
46. If any member of the Committee shall be persistently absent from Committee meetings without good reason then the other members of the Committee shall be entitled to resolve to dismiss that person from the Committee and upon such resolution being passed then the person concerned shall cease to be a member of the Committee. In this rule, persistent absence means absence from three consecutive meetings.

Election and retirement of Officers and ordinary members of the Committee

47. The Officers and the required ordinary members of the Committee for the forthcoming year shall be elected by the Full Members within the period of three months ending on 31 July in each year, and prior to the Annual Meeting.
48. The Secretary, together with two of the other Officers or ordinary members of the Committee (where possible being Officers or members retiring in the year in question and who are not eligible for re-election or are not seeking re-election but in any event as selected by the Chairman), shall comprise a Ballot Committee in order to conduct any ballot required under these rules.
49. The elections shall be conducted as follows.
 - (1) The Secretary shall send out a notice to all Full Members inviting nominations (by a stated date, not less than fourteen days after the notice) for the Officers and the required ordinary members of the Committee, indicating the number of vacancies and the restrictions on the standing of the Members to be elected to fill such vacancies under rule 30(2).
 - (2) A nomination must be in writing addressed to the Secretary and must be signed by the nominee and by five other Full Members.

- (3) If more than one nomination is received by the Secretary for the post of any Officer, there shall be a secret ballot in respect of that post.
 - (4) If only one nomination is received by the Secretary for the post of any Officer, that nominee shall be duly elected to fill that post.
 - (5) If more nominations are received by the Secretary for any category of ordinary member of the Committee than there are vacancies for that category, there shall be a secret ballot in respect of that category of ordinary member.
 - (6) If no more nominations are received by the Secretary than there are vacancies for any category of ordinary member of the Committee, the nominees in that category shall be duly elected to serve on the Committee.
 - (7) If a ballot is required, the Ballot Committee shall send out a notice incorporating a ballot paper to all Full Members stating the date by which ballot papers shall be returned and allowing at least ten days from their dispatch for that purpose.
 - (8) Each Full Member shall have one vote for each Officer and one vote for each vacancy for ordinary members of the Committee in each category.
 - (9) The candidate who receives the most votes for the post of each Officer shall be duly elected. In the event of a tie, the Committee shall decide which of the tying candidates shall be elected.
 - (10) The candidates in each category of ordinary member of the Committee who receive the most votes shall be duly elected to serve on the Committee (up to a limit equal to the number of vacancies for that category). In the event of a tie between one or more candidates who together (or who together with one or more other candidates receiving a greater number of votes) exceed the said limit, the Committee shall decide which of the tying candidates shall be elected and shall do so in such a manner as to ensure that no more candidates than the number of vacancies for the relevant category are elected.
 - (11) The candidates elected as aforesaid as Officers and Committee members shall be announced at the Annual Meeting, at the close of which their terms of office and/or membership of the Committee shall commence.
50. Without prejudice to any mandatory requirement to retire in accordance with rules 24 or 32 (as the case may be), any Officer or ordinary member of the Committee may retire with immediate effect as an Officer or ordinary member upon giving notice of his retirement in writing or

electronically to the Chairman (or, in the case of a retiring Chairman, to the Vice-Chairman or, in his absence, the Secretary). Any such notice shall be communicated by its recipient to the Committee at its next meeting (or to the next General Meeting held prior to the next meeting of the Committee).

- 51.** Whenever an Officer or ordinary member of the Committee ceases for any reason to hold, or to be eligible to hold, office before the expiration of the term for which he was elected (whether by reason of death, dismissal in accordance with rule 46, retirement in accordance with rule 50, cessation of eligibility for Full Membership or otherwise), the Committee:
- (1) shall, in the case of a former Officer, appoint another member of the Committee (whether an Officer or an ordinary member) to serve in his place until the next Annual Meeting (and, if such other member is already an Officer, then he shall be treated upon such appointment as having ceased to hold his former office for the purposes of this rule); and
 - (2) may, in any other case, co-opt some other Full Member to serve as an ordinary member of the Committee in his place until the next Annual Meeting.
- 52.** Where a person is appointed or co-opted in accordance with rule 51, he shall be eligible for election as an Officer or ordinary member of the Committee at the next annual election and his period in office or membership of the Committee under that rule shall not count for the purposes of rules 19 to 23, 31 or 32.

Annual Meetings

- 53.** An annual general meeting of the ChBA shall be held between 1st June and 31st July in each calendar year.
- 54.** Subject to rule 53, the date of each Annual Meeting shall be fixed by the Committee.
- 55.** The business of the Annual Meeting shall be as follows, namely:
- (1) to announce the results of the election of the Officers and the ordinary members of the Committee for the forthcoming year;
 - (2) to receive a report from the Chairman as to the work undertaken by the ChBA since the

previous Annual Meeting;

- (3) to receive a financial report from the Treasurer;
 - (4) to consider and (if thought fit) to approve the accounts for the previous year prepared by the Treasurer;
 - (5) to consider and (if thought fit) to approve any change in the annual subscription for each class of Membership for the forthcoming year proposed by the Committee in accordance with rule 42(1);
 - (6) to consider any resolutions of which due notice shall have been given in accordance with rules 56 or 60; and
 - (7) to consider such other business as the chairman of the meeting shall permit.
56. Any Full Member wishing to propose a resolution at an Annual Meeting shall give the Secretary written notice of the terms thereof not later than 4 *p.m.* on 15th May preceding the meeting and, for the avoidance of doubt, such notice may be given notwithstanding the fact that at the date thereof notice of the Annual Meeting may not yet have been given in accordance with rule 59.

Extraordinary Meetings

57. The Committee may call an extraordinary general meeting of the ChBA at any time.
58. If more than fifteen Full Members sign and deliver to the Secretary a requisition stating the resolutions to be discussed at an Extraordinary Meeting, the Committee shall summon an Extraordinary Meeting to be held not later than thirty-five days after the date of delivery of the requisition (unless it be delivered between 7th July and 7th September, in which case the meeting shall be held not later than seventy days after the date of delivery of the requisition).

Notice of General Meetings

59. The Secretary shall give the Full Members notice (in accordance with the provisions of rule 78) of each General Meeting and shall place a notice of the General Meeting on the ChBA's website, in both cases no less than seven days in advance of the date fixed for the meeting.

60. Notice of a General Meeting shall include a summary of the resolutions to be proposed and the business to be conducted at the meeting.

Chairman of, and quorum at, General Meetings

61. General Meetings shall be chaired by the Chairman or, in his absence, the Vice-Chairman or, in his absence, by such Officer or ordinary member of the Committee as the meeting shall elect.
62. A quorum for a General Meeting or for the taking of a vote at such a meeting shall be fifteen Full Members, including at least one Officer.

Attendance and voting at General Meetings

63. All Members shall be entitled to attend and speak at any General Meeting.
64. Only Full Members shall be entitled to vote at a General Meeting, save that all Members (including those other than Full Members) shall be entitled to vote on any resolution affecting the membership rights of Members other than Full Members.
65. Subject to rule 64 and save as is provided for in rule 66, resolutions may be passed at a General Meeting by a simple majority of Members present and voting.
66. A resolution to amend, add to or vary any of these rules may be passed only by a two-thirds majority of the Full Members present and voting at a General Meeting, provided that where a resolution proposes a change in these rules that affects the membership rights of Members other than Full Members then such resolution may be passed by a simple majority of the Full Members present and voting provided that two thirds of the Members who are not Full Members present at the meeting also vote in favour of the resolution.
67. (1) Any Member is entitled to appoint any other Member as his proxy to exercise all or any of his rights to speak and vote at a General Meeting.
- (2) In every notice of a General Meeting given pursuant to rule 59 there must appear a

statement informing Members of their right to appoint a proxy under this rule.

- (3) Any Member wishing to appoint a proxy under this rule must give a signed notice of such appointment in writing to the Secretary and no such appointment shall take effect unless or until such notice has been received by the Secretary (whether such receipt occurs before or during the meeting in question and whether given by hand or sent by post or e-mail).
- (4) For the purposes of rule 62, any Member (of whatever class) attending a General Meeting as proxy for a Full Member shall count towards the quorum in his capacity as proxy; and if such member is himself a Full Member he shall also count towards the quorum in his personal capacity.
- (5) The outcome of any vote on a resolution shall not be called into question or otherwise rendered invalid by reason only of any accidental omission to include the statement referred to at sub-rule (2) above or of any, or any alleged, failure by a proxy to comply with such directions as he may have been given by the Member by whom he was appointed.

Consultation of the Membership other than at a General Meeting

68. Where the Committee considers it necessary, expedient or otherwise appropriate to consult the Membership generally on a particular matter (other than at a General Meeting) it may resolve that the following procedure be adopted.

- (1) The Committee shall direct the Secretary (or such other Officer or ordinary member thereof as it shall think fit) to circulate a draft resolution (in accordance with the provisions of rule 78) to all Full Members (or, if thought fit, to all Members generally), identifying this rule and inviting Members to indicate their approval or disapproval of the draft resolution in such manner (whether by signature, electronic confirmation or otherwise) as the Committee shall have determined.
- (2) Prior to giving a direction pursuant to sub-rule (1) above, the Committee shall determine whether the draft resolution circulated pursuant to such a direction should be advisory or mandatory in nature and, upon circulation thereof, the Secretary (or such other person as is directed to circulate it) shall indicate to the Members the nature of the draft resolution.
- (3) When circulating the draft resolution, the Secretary (or such other person as is directed to

circulate it) shall indicate the date by which responses must be received, which date shall be determined by the Committee but which, in any event, shall not be less than seven days after the date on which the resolution is circulated (unless it be circulated between 7th July and 7th September, in which case the date by which responses must be received shall not be earlier than 14th September next following).

- (4) In the case of an advisory resolution, there shall be no quorum and the result of any ballot in relation to the resolution shall not be binding upon the Committee but the result of (and the number of Members participating in) the ballot shall be taken into account by the Committee when considering the subject matter of the resolution.
- (5) A mandatory resolution shall be treated for all purposes as if it were a resolution proposed and voted upon at a General Meeting and, accordingly, the provisions of these rules relating to the quorum for such a vote and the majority required to pass such a resolution shall apply in relation to such mandatory resolution according to its terms, with the effect that a mandatory resolution made under this rule and passed in accordance with those provisions shall be as valid and effective for all purposes as a resolution duly passed at a General Meeting and shall be recorded in the records of the ChBA as such.
- (6) An accidental omission to circulate the draft resolution to the correct address of one or more Members shall not invalidate such a resolution otherwise duly passed in accordance with the provisions of this rule.

Administration

69. The Committee shall be at liberty to engage secretarial and/or administrative assistance at the expense of the ChBA to assist the Officers and/or the Committee in the exercise of their powers and duties under these rules.

Finance

70. Each Full Member or each set of Chambers with five or more tenants who are Full Members (on behalf of those Full Members) shall pay the annual subscription for each year (or part year) of Membership.

71. Each Full Member who practises on his own account or is in a set of Chambers in which fewer than five tenants are Full Members shall set up a standing order for the payment of his annual subscription and shall pay his annual subscription by standing order thereafter.
72. The expenses incurred by the ChBA shall be met from the subscriptions paid by the Members and from any other funds raised by the Committee for the purposes of the ChBA.
73. Any change in the amount of the annual subscription for the following year shall be proposed by the Committee and approved by the Annual Meeting in accordance with rules 42(1) and 55(5).
74. The annual subscription shall be paid by each Member or each set of Chambers with five or more tenants who are Full Members (on behalf of those Full Members) on or before 31st January in the year to which the subscription relates.
75. Further subscriptions (in addition to the annual subscription) may be raised by the Committee at any time with the approval of a resolution at an Extraordinary Meeting following a proposal made pursuant to rule 42(1) and shall be paid in accordance with such mechanism as is approved by the Extraordinary Meeting.
76. Any Member whose subscription is one month in arrears shall cease to be a Member but may be re-admitted to Membership by the Committee on payment of the arrears and of such subscription as he would have paid if his Membership had not so ceased.

Alteration of these rules

77. These rules may be amended, added to or varied only by a resolution passed in the manner provided by rule 66 (provided that, for the avoidance of doubt, any binding resolution to amend, add to or vary these rules that is proposed and approved in accordance with rule 68 shall be valid and shall take effect according to its terms).

Notices

78. Any notice required by these rules to be given to Members shall be validly given if sent by hand, by facsimile transmission, by post or by e-mail to either:

- (1) the Member personally; or
- (2) the Head of Chambers, Clerk or Senior Executive of each Member together with a request for the notice in question to be copied to all Members in those Chambers.

Interests of the Chancery Bar

79. Every Member shall be obliged to promote the Objects.

Amalgamation

80. (1) The Committee may at any time, after prior consultation with the Membership, decide by resolution to transfer the assets and liabilities of the ChBA to one or more other bodies established for purposes within, the same as, similar to or including the Objects.
- (2) On a transfer under sub-rule (1), the Committee must ensure that all necessary steps are taken as to:
- (i) the transfer of land and other property; and
 - (ii) the trusteeship of any property held for special purposes.

Dissolution

81. (1) The Committee may at any time, after prior consultation with the Membership, decide by resolution that the ChBA is to be dissolved. The Committee will then be responsible for the orderly winding up of the affairs of the ChBA.
- (2) After making provision for all outstanding liabilities of the ChBA, the Committee must apply the remaining property and funds in one or more of the following ways:
- (i) by transfer to one or more other bodies established for purposes within, the same as, similar to or including the Objects; or
 - (ii) for exclusively charitable purposes for the advancement of legal education.

Adopted 24th October 1957. Amended 31st May 1960, 5th June 1962, 21st June 1973, 20th May 1991,

and 16th July 1992. Revised 28th March 2000, 21st May 2003, 26th June 2006, 4th July 2007, 14th July 2008, 22nd July 2009, 4th July 2011, 11th July 2012, 9th July 2014 and 14 July 2015.

SCHEDULE B

Rules of the Chancery Bar Association

(Established 1935, re-established 1957)

Definitions and Interpretation

1. In these rules, save where the context requires otherwise, references to numbered rules or to rules generally shall be references to these rules of the Chancery Bar Association (as amended from time to time), the singular shall include the plural, the masculine shall include the feminine, and the following expressions shall have the following meanings:

- (12) 'the ChBA' shall mean the Chancery Bar Association governed by these rules;
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- (15) 'a General Meeting' shall mean either the Annual Meeting or an Extraordinary Meeting;
- (16) 'the Committee' shall mean the committee of the ChBA provided for by rule 30;
- (17) 'the Officers' shall mean the officers of the ChBA provided for by rule 18;
- (18) 'the Objects' shall mean the objects of the ChBA specified in rule 2;
- (19) 'the Bar' shall mean the Bar of England and Wales and 'the Chancery Bar' shall mean the Chancery Bar of England and Wales;
- (20) 'Chancery Work' shall mean work that is commonly or traditionally undertaken in the Chancery Division of the High Court of Justice and such other contentious and non-contentious work as is, in the opinion of the Committee, of a type commonly or traditionally undertaken by members of the Chancery Bar, whether (in the case of contentious or potentially contentious work) in the Chancery Division or in any other court or tribunal;
- (21) 'Members' shall mean members of the ChBA (in any or all of the classes, as the case may be, provided for by rule 4) and 'Membership' shall be construed accordingly; and
- (22) 'year' shall mean the period beginning upon the close of any given Annual Meeting and ending upon the close of the Annual Meeting next following.

Objects

- 1
- 2. The objects of the ~~Chancery Bar Association ('the ChBA')~~ChBA shall be to:

- (1) promote the interests of justice;
- (2) promote the interests of the Chancery Bar; and
- (3) promote and enhance the legal education and training of those practising ~~and/or~~ intending to practise at the Chancery Bar.

Non-Discrimination

~~2~~

- ~~3.~~ The ChBA shall not discriminate against any person in any way on the grounds of race, religion, colour, ethnic or national origin, nationality, citizenship, sex, gender, reassignment, sexual orientation, ~~or marital or civil partnership status, disability, age, pregnancy and maternity, religion or belief.~~

Membership: Eligibility for membership and Admission

~~3~~

- ~~4.~~ There shall be four classes of ~~member~~ Member, namely:

- (1) ~~full members~~ Full Members;
- (2) ~~academic members~~ Academic Members;
- (3) ~~honorary members~~ Honorary Members; and
- (4) ~~overseas members~~ Overseas Members.

- ~~75.~~ The ~~members of the ChBA~~ Members for the time being shall be those eligible persons who are mentioned in the records of the ChBA as having been admitted to ~~membership~~ Membership, and who have paid such current annual ~~subscription and other subscriptions~~ as may be due. The records of the ChBA shall record whether a ~~member~~ Member is a ~~full member~~ Full Member, an ~~academic member~~ Academic Member, an ~~honorary member~~ Honorary Member or an ~~overseas member~~ Overseas Member.

- ~~46.~~ The following persons shall be eligible for ~~full membership of the ChBA~~ Full Membership, namely:

- (1) ~~Practising~~ practising barristers in independent practice at the Bar ~~of England and Wales~~ or practising barristers who have been called to the Bar ~~of England and Wales~~ and are now employed in England and Wales whose work (in either case) consists primarily of

Chancery Work: ~~and~~

- (2) ~~Practising~~practising barristers in independent practice at the Bar ~~of England and Wales~~ who are tenants in Chambers and who (in the opinion of the Committee) intend and are likely to develop a practice which ~~consists~~will consist primarily of Chancery Work.

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Chancery Work shall mean:

- (a) ~~work suitable to be undertaken in the Chancery Division of the High Court or the Tax & Chancery Chamber or the Lands Chamber of the Upper Tribunal~~
- (b) ~~like work in other courts or arbitral or other tribunals and~~
- (c) ~~work which is wholly or mainly advisory in fields which, if it were litigious, would fall within (a) and/or (b) above.~~

87. Applications for ~~full membership of the ChBA~~Full Membership shall be made in writing to the Secretary on the form approved from time to time by the Committee for the purpose.

98. Upon receipt of a written application for ~~membership~~Full Membership on the approved form, the Secretary shall place the application before the Committee for consideration at its next meeting. Upon consideration of any such application, the Committee:

- (1) ~~shall admit to full membership any person~~may, if it reasonably considers the applicant to be eligible for ~~membership~~Full Membership under rule ~~46, invite him to become a Full Member:~~
- (2) shall reject any application ~~for full membership~~ from a person it reasonably considers to be ineligible for ~~full membership~~Full Membership under rule ~~4;6: or~~
- (3) may, in the event that it decides that there is doubt as to the applicant's eligibility under rule ~~46~~, either reject the application or request that the applicant provide the Committee with further information as to his~~her~~ practice or intended practice at the Bar, so as to enable the application to be reconsidered.

4A9. The following persons shall be eligible for ~~academic membership of the ChBA~~Academic Membership, namely persons in full-time academic study or teaching or in a full-time research post and not in independent practice at the Bar ~~of England and Wales~~ whose field of study, teaching or research consists ~~primarily of~~substantially of the law associated with Chancery

~~work~~Work or whose study, teaching or research is likely to develop substantially into ~~a study~~
~~consisting primarily of the teaching or study of, or research into, the law associated with~~ Chancery
~~work. The definition of Chancery work in rule 4 shall apply for the purposes of this rule~~Work.

~~4B~~10. The Committee may invite such persons as ~~they may consider~~it considers appropriate to become
~~academic members of the ChBA~~Academic Members upon such terms as to subscription, duration
of ~~membership~~Membership or otherwise as the Committee may think fit.

~~4C~~11. Academic ~~members~~Members will be listed in the records of the ChBA and in other publicity by
academic address only.

~~5~~12. The Committee may invite such persons as ~~they may consider~~it considers appropriate to become
~~honorary members of the ChBA~~Honorary Members upon such terms as to subscription, duration
of ~~membership~~Membership or otherwise as the Committee may think fit.

~~6~~13. The Committee may invite such persons who are (or have been) lawyers practising outside
England and Wales, whose practices include (or included) Chancery ~~work~~Work or whose firms
undertake (or undertook, while such persons were members or employees of such firms)
Chancery ~~work~~Work, as the Committee ~~may consider~~considers appropriate, to become ~~overseas~~
~~members of the ChBA~~Overseas Members upon such terms as to subscription, duration of
~~membership~~Membership or otherwise as the Committee may think fit.

Members

~~Admission to membership~~

Termination of ~~membership~~Membership

~~10~~

~~14~~. Any person who ceases to be eligible for ~~membership~~Full Membership under rule ~~46~~ shall
automatically cease to be a ~~member of the ChBA~~Member but shall not be entitled to the return
of his annual or ~~her any other~~ subscription for any part of the ~~calendar~~ year in which such person

ceases to be eligible for ~~membership~~Membership.

~~1415.~~ Any doubt as to a ~~member's~~Member's continuing eligibility for ~~membership~~Membership or any class of ~~membership of the ChBA~~Membership shall be resolved by the Committee.

~~14216.~~ The Committee shall have the power, exercisable in its absolute discretion, to expel any ~~member of the ChBA~~Member.

~~14317.~~ Any ~~member~~Member may resign ~~from the ChBA~~ at any time; but shall not be entitled to the return of his annual or ~~he~~any other subscription for any part of the ~~calendar~~ year in which such resignation takes place.

Officers

~~14~~

~~18.~~ There shall be the following ~~Officers~~officers of the ChBA, ~~who shall~~the holders of which offices must be ~~full members of the ChBA~~Full Members, namely:

- (1) ~~The~~the Chairman;
- (2) ~~The~~the Vice-~~Chairman~~;
- (3) ~~The~~the Secretary;
- (4) ~~The~~the Treasurer; and
- (5) ~~The~~the Seminar Secretary.

~~1519.~~ No person shall hold office as Chairman for more than ~~3~~three consecutive years.

~~16.~~—

~~20.~~ No person shall hold office as Vice-~~Chairman~~ for more than ~~3~~three consecutive years.

~~1721.~~ No person shall hold office as Secretary for more than ~~4~~four consecutive years.

~~1822.~~ No person shall hold office as Treasurer for more than ~~4~~four consecutive years.

~~1923.~~ No person shall hold office as Seminar Secretary for more than ~~4~~four consecutive years.

~~24.~~

~~20.~~—Each ~~officer~~**Officer** shall retire at the close of every Annual Meeting. Such retiring Officers shall (subject to the provisions of rules ~~15-19~~ to 23) be eligible for re-election as Officers or as ordinary members of the Committee.

Powers and duties of Chairman and Vice-~~Chairman~~

~~21~~

~~25.~~ The Chairman shall:

- (1) supervise the operation of the ChBA generally;
- (2) chair General Meetings and meetings of the ~~ChBA and of the~~ Committee, whenever present;
- (3) represent and promote the ~~objects~~**Objects** and the interests of the ChBA generally in all respects; and
- (4) perform such other duties as are provided for by these rules or by the Committee from time to time.

~~22~~~~26.~~ The Vice-Chairman ~~shall assist~~shall:

- (1) assist the Chairman in the performance of his duties, ~~and shall~~;
- (2) undertake the powers and duties of the Chairman in his ~~her~~ absence; and
- (3) perform such other duties as are provided for by these rules or by the Committee from time to time.

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Duties of ~~the~~ Secretary, ~~the~~ Treasurer and ~~the~~ Seminar Secretary

~~23~~

~~27.~~ The Secretary shall:

- (1) keep the records of the ChBA;
- (2) prepare and keep the minutes of ~~the~~General Meetings and of meetings of the ~~ChBA and of the~~ Committee;
- (3) give such notices as are provided for by these rules; and
- (4) perform such other duties as are provided for by these rules or by the Committee from time to time.

2428. The Treasurer shall:

- (1) receive all monies of the ChBA;
- (2) prepare the annual accounts of the ChBA for presentation at each Annual Meeting;
- (3) prepare budgets of ChBA expenditure as and when required by the Committee;
- (4)** cause the ChBA's monies to be disbursed in accordance with the directions of and/or the mandate determined by the Committee from time to time;
- (45)** be responsible for keeping a record of the names and professional addresses of the ~~members of the ChBA~~Members for the time being; and
- (56)** perform such other duties as shall be provided for by these rules or by the Committee from time to time.

2529. The Seminar Secretary shall organise, under the supervision of the Committee, a programme of seminars, lectures and educational events for the benefit of the ~~members of the ChBA~~Members.

The Committee

30. There shall be a committee of the ChBA

~~26.~~ The Committee of the ChBA, which shall comprise the following persons, all of whom must ~~(save as provided in these rules) be full members of the ChBA~~be Full Members, namely:

- (1) ~~The~~the Officers; ~~and~~
- (2) ~~12~~twelve elected ordinary members falling at the date of their election within the following categories, namely:
 - ~~1.4~~(i) four Queen's Counsel;
 - ~~2.5~~(ii) five juniors of more than ~~7~~seven years call; and
 - ~~3.3~~(iii) three juniors of less than ~~7~~seven years call;
- (3) ~~Up~~up to a maximum of ~~8~~eight members co-opted under rule ~~29,33~~; and

~~27~~(4) any persons appointed or co-opted under rule 51.

31. Ordinary members of the Committee shall be elected for a term of ~~3~~three years.

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~~28.~~ ~~The~~ 32. Those elected ordinary members of the Committee who have ~~been in office for 3 consecutive years not previously retired or otherwise ceased to be a member of the Committee~~ shall retire at the close of ~~every the third~~ Annual Meeting, following the Annual Meeting at which their most recent election was announced. Such retiring members:

- (1) shall be eligible for re-election to the Committee as Officers; and
- (2) ~~(i) Shall~~ shall be eligible for re-election to the Committee as ordinary members; if there is a vacancy for which they are eligible to stand, unless they have served ~~6~~ six consecutive years; ~~(ii) otherwise (in which case, they shall not be eligible for re-election as ordinary members of the Committee in any category for a period of 3 years after their retirement-).~~

~~29~~ 33. The Committee may, in its absolute discretion, co-opt up to a maximum of ~~4 members of the ChBA~~ four Full Members whose Chambers are in London and ~~4~~ or four such Members whose Chambers are outside London to serve ~~as members of~~ the Committee for such periods of up to one year (or, if earlier, up to the end of the Annual Meeting next following such co-option) as the Committee shall determine. Save as provided in rule 35, such co-opted persons shall be treated as ordinary members of the Committee for all purposes during the relevant period.

Duties and meetings of the Committee

~~30.~~ ~~The~~

34. Subject to rule 36, the Committee ~~shall~~ may meet as and when it shall think fit.

~~31~~ 35. There shall be a quorum of ~~7~~ seven Officers or ordinary members for meetings of the Committee, provided that (notwithstanding the provisions of rules 33 and 51(2)) no more than three persons co-opted (rather than elected by the Membership) to serve as ordinary members on the Committee shall be eligible to count towards the quorum.

~~32~~ 36. The Chairman ~~(or, the Vice-Chairman in his/her absence)~~ or any ~~3~~ three members of the Committee may call a meeting of the Committee.

~~33~~ 37. Save in cases of urgency, the Secretary shall give ~~7~~ seven days' notice of a meeting of the Committee to the members of the Committee provided that such requirement may be waived by a

majority of the Committee members for the time being ~~which~~that is not less than a quorum.

~~3438.~~ Meetings of the Committee shall be chaired by the Chairman or, in his absence, the Vice-Chairman; or, in his absence, by such ~~officer~~Officer or ordinary member of the Committee as the meeting shall elect.

~~34A39.~~ Questions arising at any Committee meeting shall be determined by a majority of votes ~~of those present and voting~~. In the case of an equality of votes, the ~~Chairman~~chairman of that meeting shall have a second or casting vote.

~~34B40.~~ Any Committee member may validly attend a meeting of the Committee through the medium of conference telephone or any other form of communications equipment (whether in use when these ~~Rules are~~rules were adopted or developed subsequently), provided that, while any person is so attending a meeting, all persons attending the meeting are able to hear and speak to each other. A ~~committee~~Committee member so attending by telephone or other ~~communication~~form of communications equipment shall be deemed to be present in person at the meeting and shall ~~(subject to rule 35)~~ be counted in a quorum and entitled to vote.

~~3441.~~ Where the Chairman (or, in his absence, the Vice-Chairman) decides that a matter should not or cannot reasonably wait to be decided at the following ~~committee~~Committee meeting, a draft resolution may be circulated in writing or electronically to all ~~committee~~Committee members, identifying this rule. A resolution so circulated (or an amended form of resolution so circulated) that is signed or confirmed electronically by a majority of the Committee members for the time being (which is not less than a quorum and which includes a majority of the ~~officers~~Officers for the time being) shall be as valid and effective for all purposes as a resolution duly passed at a meeting of the Committee and shall be minuted as such. Such a resolution may consist of several documents or electronic communications each signed or authenticated by one or more ~~committee~~Committee members which signify agreement with the resolution (or amended resolution) without having to be in the same form. ~~-An accidental omission to send the resolution (or amended resolution) to the correct address of one or more committee~~Committee members shall not invalidate such a resolution.

3542. The Committee shall:

- (1) ~~fix and call for~~ consider from time to time the annual and other subscriptions required by the ChBA to carry out ~~its objects~~the Objects, make proposals in respect of the same for consideration and (if thought fit) approval by a General Meeting in accordance with rules 55(5) or 75 (as the case may be), and call for payment of such subscriptions as are duly approved;
- (~~ii~~) determine the manner in which the ChBA's monies are to be applied or disbursed and
- (~~iii~~) for that purpose the Committee shall have the power to borrow money and give security;
- (~~23~~) fix the agenda for and summon the Annual Meeting and any Extraordinary Meetings and other general meetings of the ChBA in accordance with these rules; and
- (~~34~~) undertake any other powers and duties provided for by these rules and for that purpose the Committee shall have the power to do anything else within the law which promotes or helps to promote the ~~objects of the ChBA~~Objects.

35A43. Subject to the provisions of these rules, the general business of the ChBA shall be conducted by the Committee ~~who, which~~ may exercise all the powers of the ChBA.

3644. The Committee may delegate any business other than that mentioned in rules ~~2327~~ and ~~2428~~ to sub-committees comprising any number of Members (including, for the avoidance of doubt, Members who are neither Officers nor ordinary members of the ChBA Committee) as the Committee shall determine, provided that, unless the Committee waives this requirement, every such sub-committee shall ~~have at least as many Committee members~~ be chaired by an Officer or an ordinary member of the Committee appointed by the Committee for that purpose. The Committee may revoke, amend, add to or vary the scope or terms of the delegation to any such sub-committee in such manner as members as non-Committee members ~~it may from time to time think fit.~~

3745. It shall be the duty of all members of the Committee to attend meetings of the Committee unless they have good reason not to do so and likewise the duty of all members of any sub-committee appointed pursuant to rule 44 to attend meetings of such sub-committee.

3846. If any member of the Committee shall be persistently absent from Committee meetings without

good reason then the other members of the Committee shall be entitled to resolve to dismiss that person from the Committee and upon such resolution being passed then the person concerned shall cease to be a member of the Committee. In this rule, persistent absence means absence from ~~4~~three consecutive meetings.

Election and retirement of Officers and ordinary members of the Committee

~~39~~

47. The Officers and the required ordinary members of the Committee for the forthcoming year shall be elected by the ~~members of the ChBA~~Full Members within the period of three months ending on 31 July in each year, and prior to the Annual Meeting.

~~40~~48. The Secretary, together with ~~2~~two of the other Officers or ordinary members of the Committee ~~or Officers~~ (where possible being ~~members or~~ Officers or members retiring in the year in question and who are not eligible for re-election or are not seeking re-election but in any event as selected by the Chairman), shall comprise a Ballot Committee in order to conduct any ballot required under these rules.

~~41~~49. The elections shall be conducted as follows:

- (1) The Secretary shall send out a notice to all ~~full members of the ChBA~~Full Members inviting nominations (by a stated date, not less than ~~14~~fourteen days after the notice) for the Officers and the required ordinary members of the Committee, indicating the number of vacancies and the restrictions on the standing of the ~~members~~Members to be elected to fill such vacancies under rule ~~27~~30(2).
- (2) A nomination must be in writing addressed to the Secretary and must be signed by the nominee and ~~5 current full members of the ChBA, not including the nominee himself~~by five other Full Members.
- (3) If more than one nomination is received by the Secretary for the post of any ~~officer~~Officer, there shall be a secret ballot in respect of that post.
- (4) If only one nomination is received by the Secretary for the post of any ~~officer~~Officer, that nominee shall be duly elected to fill that post.
- (5) If more nominations are received by the Secretary for any category of ordinary member of the Committee than there are vacancies for that category, there shall be a secret ballot in

respect of that category of ordinary member.

- (6) If no more nominations are received by the Secretary than there are vacancies for any category of ordinary member of the Committee, the nominees in that category shall be duly elected to serve on the Committee.
- (7) If a ballot is required, the Ballot Committee shall send out a notice incorporating a ballot paper to all ~~full members of the ChBA~~Full Members stating the date by which ballot papers shall be returned and allowing at least ~~10~~ten days from their dispatch for that purpose.
- (8) Each ~~full member~~Full Member shall have one vote for each Officer, and one vote for each vacancy for ordinary members of the Committee in each category.
- (9) The candidate who receives the most votes for the post of each ~~officer~~Officer shall be duly elected. In the event of a tie, the Committee shall decide which of the tying candidates shall be elected.
- (10) The candidates in each category of ordinary member of the Committee who receive the most votes shall be duly elected to serve on the Committee (up to a limit equal to the number of vacancies for that category). In the event of a tie between one or more candidates who together (or who together with one or more other candidates receiving a greater number of votes) exceed the said limit, the Committee shall decide which of the tying candidates shall be elected and shall do so in such a manner as to ensure that no more candidates than the number of vacancies for the relevant category are elected.
- (11) The candidates elected as aforesaid as Officers and Committee members shall be announced at the Annual Meeting, at the close of which their terms of office and/or membership of the Committee shall commence.

~~42. The Officers and ordinary members of the Committee shall hold office from the termination of the Annual Meeting at which their election is announced until the end of the Annual Meeting at which the result of the election for their replacement on the Committee is announced.~~

~~43~~50. Without prejudice to any mandatory requirement to retire in accordance with rules 24 or 32 (as the case may be), any Officer or ordinary member of the Committee may retire with immediate effect as an Officer or ordinary member upon giving notice of his retirement in writing or electronically to the Chairman (or, in the case of a retiring Chairman, to the Vice-Chairman or, in

his absence, the Secretary). Any such notice shall be communicated by its recipient to the Committee at its next meeting (or to the next General Meeting held prior to the next meeting of the Committee).

51. Whenever an Officer or ordinary member of the Committee ceases for any reason to hold, or to be eligible to hold, office before the expiration of the term for which he was elected, ~~the Committee may~~ (whether by reason of death, dismissal in accordance with rule 46, retirement in accordance with rule 50, cessation of eligibility for Full Membership or otherwise), the Committee:

(1) shall, in the case of a former Officer, appoint ~~some other~~ another member of the ChBA Committee (whether an Officer or an ordinary member) to serve in his place until the next Annual Meeting (and, if such other member is already an Officer, then he shall be treated upon such appointment as having ceased to hold his former office for the purposes of this rule); and

(2) may, in any other case, co-opt some other Full Member to serve as an ordinary member of the Committee in his place until the next Annual Meeting.

~~Such an appointee~~ Where a person is appointed or co-opted in accordance with rule 51, he shall be eligible ~~for election as an Officer or~~ ordinary member of the Committee at the next annual election; and his period in office or membership of the Committee under ~~this~~ that rule shall not count for the purposes of rules ~~15-19 and 27-28~~ to 23, 31 or 32.

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Annual Meetings

44

53. An ~~Annual Meeting~~ annual general meeting of the ChBA shall be held between 1st June and 31st July in each calendar year.

~~45. The~~ **54.** Subject to rule 53, the date of each Annual Meeting shall be fixed by the Committee.

~~46~~ **55.** The business of the Annual Meeting shall be as follows: namely:

(1) ~~the announcement of~~ to announce, the results of the election of the Officers and the ordinary members of the Committee for the forthcoming year;

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- (2) to receive a report from the Chairman as to the work undertaken by the ChBA since the previous Annual Meeting;
- (3) to receive a financial report from the Treasurer;
- (4) to consider and (if thought fit) to approve the accounts for the previous ~~calendar~~-year prepared by the Treasurer;
- (5) to consider and (if thought fit) to approve any change in the annual subscription for each class of ~~membership~~Membership for the forthcoming ~~calendar~~-year proposed by the Committee; in accordance with rule 42(1);
- (6) to consider any resolutions of which due notice shall have been given; in accordance with rules 56 or 60; and
- (7) to consider such other business as the ~~Chairman~~chairman of the meeting shall permit.

4756. Any ~~full member~~Full Member wishing to propose a resolution at an Annual Meeting shall give the Secretary written notice of the terms thereof not later than ~~the 15th May preceding the meeting~~4 p.m. on 15th May preceding the meeting and, for the avoidance of doubt, such notice may be given notwithstanding the fact that at the date thereof notice of the Annual Meeting may not yet have been given in accordance with rule 59.

Extraordinary ~~meetings~~Meetings

48

57. The Committee may call an ~~Extraordinary~~extraordinary general meeting of the ChBA at any time.

4958. If more than ~~15 full members of the ChBA~~fifteen Full Members sign and deliver to the Secretary a requisition stating the resolutions to be discussed at an Extraordinary ~~meeting of the ChBA~~Meeting, the Committee shall summon an Extraordinary ~~meeting~~Meeting to be held not later than ~~35~~thirty-five days after the date of delivery of the requisition (unless it ~~is~~be delivered between 7th July and 7th September, in which case the meeting shall be held not later than ~~70~~seventy days after the date of delivery of the requisition).

Notice of ~~meetings of the ChBA~~General Meetings

50

~~59.~~ The Secretary shall give the ~~full members of the ChBA~~Full Members notice ~~in writing~~(in accordance with the provisions of rule 78) of each ~~Annual~~General Meeting and ~~of any Extraordinary meeting of~~shall place a notice of the General Meeting on the ChBA~~ChBA's website, in both cases~~ no less than seven days in advance of the date fixed for the meeting.

~~5160.~~ Notice of ~~an Annual~~a General Meeting ~~and of an Extraordinary meeting~~ shall include a summary of the resolutions to be proposed and the business to be conducted at the meeting.

Chairman of, and Quorum quorum at meetings of the ChBA, General,

~~52.~~ Meetings of the ChBA

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~~61.~~ General Meetings shall be chaired by the Chairman or, in his absence, the Vice-Chairman; or, in his absence, by such Officer or ordinary member of the Committee as the meeting shall elect.

~~5362.~~ A quorum for a ~~meeting of the ChBA~~General Meeting or for the taking of a vote at such a meeting ~~of the ChBA~~ shall be ~~15 full members~~fifteen Full Members, including at least one Officer.

Attendance and voting at ~~annual and Extraordinary meetings~~General Meetings

~~54.~~ —

~~63.~~ All ~~members~~Members shall be entitled to attend and speak at ~~annual and Extraordinary meetings~~any General Meeting.

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~~55.~~ ~~Save~~~~64.~~ Only Full Members shall be entitled to vote at a General Meeting, save that all Members (including those other than Full Members) shall be entitled to vote on any resolution affecting the membership rights of Members other than Full Members.

~~65.~~ Subject to rule 64 and save as is provided for in Rule 56~~rule 66~~, resolutions may be passed at ~~an annual or Extraordinary meeting of the ChBA~~a General Meeting by a simple majority of ~~members~~Members present and voting.

~~5666.~~ A resolution to ~~change~~amend, add to or vary any of these rules may be passed ~~only be passed by~~

a two-thirds majority of the ~~members~~Full Members present and voting at ~~an annual or Extraordinary meeting of the ChBAa General Meeting~~, provided that:

- ~~(1) where a resolution proposes a change in these rules which does not affect the membership rights of members who are not full members then there shall be a special quorum in relation to that resolution of 15 full members; and~~
- ~~(2) where a resolution proposes a change in these rules that does affect~~affects the membership rights of ~~members who are not full members~~Members other than Full Members then such resolution shall ~~not~~may be passed ~~unless~~by a simple majority of the Full Members present and voting provided that two thirds of the ~~members~~Members who are not ~~full members~~Full Members present at the meeting ~~and entitled to also vote in favour of the resolution ~~do so~~.~~

5767. ~~(1) Save as provided in sub paragraph (2) only full members shall be~~ Any Member is entitled to vote at annual and Extraordinary meetings;

~~(2) members who are not full members shall be entitled~~appoint any other Member as his proxy to vote ~~on~~exercise all or any resolution affecting their membership of his rights to speak and vote at a General Meeting.

~~(2)~~ In every notice of a General Meeting given pursuant to rule 59 there must appear a statement informing Members of their right to appoint a proxy under this rule.

~~(3)~~ Any Member wishing to appoint a proxy under this rule must give a signed notice of such appointment in writing to the Secretary and no such appointment shall take effect unless or until such notice has been received by the Secretary (whether such receipt occurs before or during the meeting in question and whether given by hand or sent by post or e-mail).

~~(4)~~ For the purposes of rule 62, any Member (of whatever class) attending a General Meeting as proxy for a Full Member shall count towards the quorum in his capacity as proxy; and if such member is himself a Full Member he shall also count towards the quorum in his personal capacity.

~~(5)~~ The outcome of any vote on a resolution shall not be called into question or otherwise rendered invalid by reason only of any accidental omission to include the statement referred to at sub-rule (2) above or of any, or any alleged, failure by a proxy to comply with such directions as he may have been given by the Member by whom he was appointed.

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Consultation of the Membership other than at a General Meeting

68. Where the Committee considers it necessary, expedient or otherwise appropriate to consult the Membership generally on a particular matter (other than at a General Meeting) it may resolve that the following procedure be adopted.

- (1) The Committee shall direct the Secretary (or such other Officer or ordinary member thereof as it shall think fit) to circulate a draft resolution (in accordance with the provisions of rule 78) to all Full Members (or, if thought fit, to all Members generally), identifying this rule and inviting Members to indicate their approval or disapproval of the draft resolution in such manner (whether by signature, electronic confirmation or otherwise) as the Committee shall have determined.
- (2) Prior to giving a direction pursuant to sub-rule (1) above, the Committee shall determine whether the draft resolution circulated pursuant to such a direction should be advisory or mandatory in nature and, upon circulation thereof, the Secretary (or such other person as is directed to circulate it) shall indicate to the Members the nature of the draft resolution.
- (3) When circulating the draft resolution, the Secretary (or such other person as is directed to circulate it) shall indicate the date by which responses must be received, which date shall be determined by the Committee but which, in any event, shall not be less than seven days after the date on which the resolution is circulated (unless it be circulated between 7th July and 7th September, in which case the date by which responses must be received shall not be earlier than 14th September next following).
- (4) In the case of an advisory resolution, there shall be no quorum and the result of any ballot in relation to the resolution shall not be binding upon the Committee but the result of (and the number of Members participating in) the ballot shall be taken into account by the Committee when considering the subject matter of the resolution.
- (5) A mandatory resolution shall be treated for all purposes as if it were a resolution proposed and voted upon at a General Meeting and, accordingly, the provisions of these rules relating to the quorum for such a vote and the majority required to pass such a resolution shall apply in relation to such mandatory resolution according to its terms, with the effect that a mandatory resolution made under this rule and passed in accordance with those provisions shall be as valid and effective for all purposes as a resolution duly passed at a

General Meeting and shall be recorded in the records of the ChBA as such.

(6) An accidental omission to circulate the draft resolution to the correct address of one or more Members shall not invalidate such a resolution otherwise duly passed in accordance with the provisions of this rule.

Administration

~~58~~

~~69.~~ The Committee shall be at liberty to engage secretarial and/or administrative assistance at the expense of the ChBA to assist the Officers and/or the Committee in the exercise of their powers and duties under these rules.

Finance

~~59~~

~~70.~~ Each ~~full member of the ChBA~~ Full Member or each set of Chambers ~~comprising full members of the ChBA with five or more tenants who are Full Members~~ (on behalf of ~~the full members of the ChBA in those Chambers~~ Full Members) shall pay ~~an~~ the annual subscription for each ~~calendar~~ year (or part year) of ~~membership~~ Membership.

~~59A~~ 71. Each ~~full member of the ChBA~~ Full Member who practises on his own account or is in a set of Chambers in which fewer than five ~~person~~ tenants are ~~members of the ChBA~~ Full Members shall set up a standing order for the payment of his annual subscription ~~for membership~~ and shall pay his annual subscription by standing order thereafter.

~~60.~~ ~~The amount of the annual subscriptions for each class of member for the calendar year next following shall be determined by the Committee in advance of the Annual Meeting.~~

~~61~~ 72. The expenses incurred by the ChBA shall be met from the subscriptions paid by the ~~members~~ Members and from any other funds raised by the Committee for the purposes of the ChBA.

~~62~~ 73. Any change in the amount of the ~~subscriptions determined by the Committee~~ annual subscription for the following ~~calendar~~ year shall be proposed by the Committee and approved ~~at~~ by the

Annual Meeting- in accordance with rules 42(1) and 55(5).

~~63~~74. The annual subscription shall be paid by each ~~member~~Member or each set of Chambers ~~comprising full members~~with five or more tenants who are Full Members (on behalf of ~~the full members of the ChBA in~~ those ~~Chambers~~Full Members) on or before ~~the~~ 31st January in the ~~calendar~~ year to which the subscription relates.

~~64~~75. Further subscriptions (in addition to the annual subscription) may be raised by the Committee at any time with the approval of a resolution at an Extraordinary ~~meeting of the ChBA~~Meeting following a proposal made pursuant to rule 42(1) and shall be paid in accordance with such mechanism as is approved by the Extraordinary Meeting.

~~65.~~ ~~76.~~ Any ~~member of the ChBA~~Member whose subscription is one month in arrears shall cease to be a ~~member of the ChBA~~Member but may be re-admitted to ~~membership~~Membership by the Committee on payment of the arrears and of such subscription as he would have paid if his ~~membership~~Membership had not so ceased.

Alteration of these rules

~~66~~

~~77.~~ These rules may be amended, added to or varied only ~~be altered~~ by a resolution passed in the manner provided by rule 66 (provided that, for the avoidance of doubt, any binding resolution to amend, add to or vary these rules 56that is proposed and 57-approved in accordance with rule 68 shall be valid and shall take effect according to its terms).

Notices

~~67~~

~~78.~~ Any notice required by these rules to be given to ~~members of the ChBA~~Members shall be validly given if sent by hand, by facsimile transmission, by post or by e-mail to either:

- (1) the ~~member~~Member personally; or
- (2) the Head of Chambers, Clerk or Senior Executive of each ~~member~~Member together with a request for the notice in question to be copied to all ~~members of the ChBA~~Members in those Chambers.

Interests of the Chancery Bar

~~71~~

~~79.~~ Every ~~member of the ChBA~~Member shall be obliged to promote the ~~interests of the Chancery Bar generally~~Objects.

Amalgamation

~~72~~

- ~~80.~~ (1) The Committee may at any time, after prior consultation with the ~~membership on a Membership, decide by~~ resolution ~~passed by a majority~~to transfer the assets and liabilities of the ~~Association~~ChBA to one or more other bodies established for purposes within, the same as, similar to or including the Objects.
- (2) On a transfer under ~~clause sub-rule (1)~~, the Committee must ensure that all necessary steps are taken as to:
- (i) the transfer of land and other property; and
 - (ii) the trusteeship of any property held for special purposes.

Dissolution

~~73~~

- ~~81.~~ (1) The Committee may at any time, after prior consultation with the ~~membership~~Membership, decide by resolution ~~passed by a majority~~ that the ~~Association~~ChBA is to be dissolved. The Committee will then be responsible for the orderly winding up of the ~~Association's~~affairs of the ChBA.
- (2) After making provision for all outstanding liabilities of the ~~Association~~ChBA, the Committee must apply the remaining property and funds in one or more of the following ways:
- (i) by transfer to one or more other bodies established for purposes within, the same as, similar to or including the Objects; or
 - (ii) for exclusively charitable purposes for the advancement of legal education.

Adopted 24th October 1957. Amended 31st May 1960, 5th June 1962, 21st June 1973, 20th May 1991, and 16th July 1992. Revised 28th March 2000. ~~Revised,~~ 21st May 2003. ~~Revised,~~ 26th June 2006.

~~Revised~~, 4th July 2007—~~Revised~~, 14th July 2008—~~Revised~~, 22nd July 2009—~~Revised~~, 4th July 2011—
~~Revised~~, 11th July 2012—Revised and 9th July 2014.