

Amendments to the Bar Code of Conduct

Rules 403.5(a)(iii), 404.2(f) and 603(g) and Annexes G1 and G2 deleted.

Insert the Standard Contractual Terms at Annex T.

Amend 604(g), and insert 604(h) as follows:

“604. Subject to paragraph 601 a self-employed barrister is not obliged to accept instructions ...

“(g) ~~To do any work under the Contractual Terms on which barristers offer their Services to Solicitors 2001 as amended and in force from time to time (reproduced in Appendix G1) or any other contractual terms~~ if the instructing solicitors are named on the List of Defaulting Solicitors, regardless of whether his fees will be paid by the Legal Services Commission or the Criminal Defence Service”

(h) save in a matter where the barrister is paid directly (a) by the Legal Services Commission as part of the Community Legal Service or the Criminal Defence Service or (b) by the Crown Prosecution Service, after [insert date] to do any work other than on:

(i) the Standard Contractual Terms for the Supply of Legal Services by Barristers to Authorised Persons 2012 reproduced at Appendix T1 as amended and in force from time to time; or

(ii) if the self-employed barrister publishes standard terms of work, on those standard terms of work

Re-number existing 604(h) as 604(i) and 604(i) as 604(j) respectively.

Insert in the appropriate place in Definitions (Part X of the Code) the following definition:

“List of Defaulting Solicitors” means the list of firms and persons referred to in the Bar Council’s Rules relating to the List of Defaulting Solicitors as amended from time to time.”