

Annex 9

DRAFT

CLCA

Relationship between legal knowledge & competence and the Costs Lawyer code of conduct

The Costs Lawyer code of conduct sets out the authorised rights (reserved legal activity) of a Costs Lawyer authorised and regulated by the CLSB and the principles of regulation that they are expected to comply with. The CLCA has been specifically targeted at the reserved legal activity rights afforded a Costs Lawyer authorised and regulated by the CLSB.

Reserved legal activity	Where addressed under the CLCA	Part
The exercise of a right of audience	The legal system of England & Wales	1
	Ethics, professional conduct & regulation	2
	Legal costs	2
	Civil procedure rules	2
	Funding (legal aid)	2
	Funding (other)	2
	Oral advocacy	4 & 5
	Work based exposure to clients & ethical problems	5
The conduct of litigation	The legal system of England & Wales	1
	Law of contract	1
	Law of tort	1
	Ethics, professional conduct & regulation	2
	Legal costs	2
	Civil procedure rules	2
	Funding (legal aid)	2
	Funding (other)	2
	Pleadings and procedural documents	3
	Oral advocacy	4 & 5
	Work based exposure to clients & ethical problems	5

Principles of Regulation

The standard of knowledge and skills under the CLCA is aimed at supporting the seven principles of legal regulation.

Principle	Where addressed under the CLCA	Part
Act with honesty and professionalism	Ethics, professional conduct & regulation	2
	Work based exposure to clients & ethical problems	5
Comply with your duty to the court in the	The legal system of England & Wales	1

administration of justice	Work based exposure to clients & ethical problems	5
Act in the best interests of your client	The legal system of England & Wales Law of contract Law of tort Ethics, professional conduct & regulation Legal costs Civil procedure rules Funding (legal aid) Funding (other) Pleadings & procedural documents Oral advocacy Work based exposure to clients & ethical problems	1 1 1 2 2 2 2 2 2 3 4 & 5 5
Provide a good quality of work and service to each client	The legal system of England & Wales Law of contract Law of tort Ethics, professional conduct & regulation Legal costs Civil procedure rules Funding (legal aid) Funding (other) Pleadings & procedural documents Oral advocacy Work based exposure to clients & ethical problems	1 1 1 2 2 2 2 2 3 4 & 5 5
Deal with the regulators and Legal Ombudsman in an open and co-operative way	Ethics, professional conduct & regulation Work based exposure to clients & ethical problems	2 5
Keep your work on behalf of a client confidential	Law of contract Ethics, professional conduct & regulation Work based exposure to clients & ethical problems	1 2 5