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DRAFT STATUTORY INSTRUMENTS

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**2006 No.**

**The Compensation (Exemptions) Order 2006**

**Legal practitioners**

4.—(1) Section 4(1) of the Act does not prevent the provision of a regulated claims management service in the circumstances that—

- (a) the service is provided—
  - (i) by a legal practitioner;
  - (ii) by a firm, organisation or body corporate that provides the service through a legal practitioner; or
  - (iii) by an individual who provides the service at the direction, and under the supervision, of a legal practitioner who is—
    - (aa) his employer or fellow employee; or
    - (bb) a director of a company, or a member of a limited liability partnership, that provides the service and is his employer; and
- (b) the legal practitioner acts in the normal course of practice in a way permitted by the professional rules to which he is subject.

(2) In paragraph (1), “legal practitioner” means—

- (a) a solicitor, barrister or advocate of any part of the United Kingdom;
- (b) a Fellow of the Institute of Legal Executives;
- (c) a European lawyer, as defined in the European Communities (Services of Lawyers) Order 1978<sup>(1)</sup>;
- (d) a registered foreign lawyer, as defined in section 89(9) of the Courts and Legal Services Act 1990<sup>(2)</sup>; or
- (e) any other member of a legal profession, of a jurisdiction other than England and Wales, that is recognised by the Law Society or the General Council of the Bar as a regulated legal profession.

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<sup>(1)</sup> S.I. 1978/1910, as amended by the European Communities (Services of Lawyers) (Amendment) Order 2004 (SI 2004/1117).  
<sup>(2)</sup> 1990 c. 41.