



IRB December 2022: Summary of Unpublished Papers

Publication Statement:

The IRB is committed to publishing Board papers and minutes. IRB Board papers are a vital source of information and form a part of the official record and audit trail of decisions. In addition, it is recognised that the publication of papers provides stakeholders with an opportunity to review the work of the IRB as a part of its commitment to transparency.

However, there are circumstances when it is necessary to redact or not publish papers. Papers that fall within the following exemption criteria may be redacted or not published:

- a. Documents that include commercially sensitive information or relate to emerging strategy or policy
- b. Papers that include personal data or matters involving an identified individual or business that is protected or where there is a reasonable expectation of confidentiality
- c. Any document that includes legal or other information where there is a right or expectation of privilege
- d. Where the IRB is considering risk and the publication of any associated paper may cause an increase in the level of risk to ICAEW as a whole, to the Professional Standards department, and ultimately to other stakeholders

At its meeting in December 2022, the following papers were assessed by the IRB and considered to fall within one or more of the above exemptions and could not, therefore, be published in full or redacted:

Unpublished/ Redacted Papers and annexes:

Agenda Item 3: Minutes of the Board meeting on 6 October 2022

The minutes were agreed for publication with redaction.

Exemption: Expectation of privilege where there is a reasonable expectation of confidentiality.

Agenda Item 7: *PSD Chief Officer Update*

The paper and its annexes dealt with a wide range of internal and operational matters for the PSD area of the business. As well as internal operational issues, it included notes of discussions with external partners, oversight bodies, and government departments.

Annex A: Letter to Insolvency Service dated 24 November 2022

Annex B: Letter to Insolvency Service dated 4 November 2022

Exemption: Paper dealt with commercially sensitive information or related to emerging strategy or policy

Agenda Item 9: **Review of ICAEW statement on engaging in public practice**

Review of ICAEW statement on engaging in public practice.

Annex A – Published in full

Annex B – Draft revised ICAEW statement on members engaging in public practice

Annex C – Consequential amendments to ICAEW practising certificate regulations (effective 6 March 2012)

Annex D – Consequential amendments to ICAEW Corporate practice regulations (effective 1 January 2008)

Annex E – Revised Principal Bye-law 51

Annex F – Revised Terms of Reference, paragraph 12(m)

Exemption: Paper dealt with commercially sensitive information or related to emerging strategy or policy

Agenda item 6: **Update on the introduction of new CPD policy in 2023**

This paper detailed the progression of the revised ICAEW approach to CPD that is expected to come into force at the end of 2023.

Annex A – key cornerstones of the new CPD policy

Annex B – July 2022 ICAEW Council Paper: Approval of the cornerstones of ICAEW's new CPD policy and implementation date

Annex C – Annex to July 2022 ICAEW Council Paper

Annex D – Draft CPD Regulations

Annex E – Schedule to Draft CPD Regulations

Exemption: Paper dealt with commercially sensitive information or related to emerging strategy or policy

Agenda item 8: **Regulatory Developments Update**

The paper covered several policy areas. It has been published in full. However, the annexes were assessed as confidential.

Annex A: Review of consultations and feedback November 2022

Annex B: Review of consultations and feedback September 2022 and earlier

Exemption: Paper dealt with commercially sensitive information or related to emerging strategy or policy

Annex A: Review of Consultations and Feedback

Agenda Item 10: **Consideration of a separate ‘Regulation and Conduct’ website.**

The paper was published with a single redaction in paragraph four.

Exemption: Paper related to emerging strategy or policy

Agenda Item 12: **ICAEW Regulatory Board Strategy**

Following the October IRB strategy day, the paper outlined possible aims and goals and considered the Board’s strategic priorities over the next two years.

Exemption: Paper related to emerging strategy or policy

Agenda item 15: **PSD People Strategy and Risk**

Overview document considering PSD's current and future staffing requirements, issues and risks.

Annex: Director’s questionnaire on vacancies, recruitment and retention

Exemption: Consideration of risk and the publication of any associated paper may cause an increase in the level of risk to ICAEW as a whole, to the Professional Standards department and ultimately to other stakeholders

Agenda item 16: **Delegated Powers Report**

The paper has been published in full. However, the annexes were deemed confidential as they refer to specific application cases and decisions made by the regulatory committees.

Annex A: IBC delegated powers report (confidential)

Annex B: PAC delegated powers report (confidential)

Exemption: Expectation of privilege where there is a reasonable expectation of confidentiality.

Agenda item 17: **Update on legal services review**

The paper provided an update on the review of Reserved Legal Services being undertaken to understand better the motivations and engagement of ICAEW firms in respect of this space and assess their appetite for expanding legal services.

Annex 1 – Draft Legal Services Report – interim November 2022

Annex 2 – Tables detailing data of firms contacted as part of the review

Exemption: Paper dealt with commercially sensitive information or related to emerging strategy or policy