



Appeal Committee Regulations – schedule of changes

CHANGES EFFECTIVE 15 OCTOBER 2018

Regulation	Amendments
2 – definitions of ‘answer’, ‘appellant’ and ‘responding party’	Amended to incorporate the right of appeal for the Investigation Committee (IC) in limited and exceptional circumstances.
2 – definition of ‘notice of appeal’	Reference to an ‘effective notice of appeal’ has been deleted as under the revised Disciplinary Bye-laws (DBLs) the notice of appeal and statement of grounds must now be served at the same time.
2 – definition of ‘panel’	Minor drafting amendment – reference to the DPB Handbook has been replaced with Designated Professional Body (DPB) Handbook for completeness.
4	Regulation has been deleted – under the revised DBLs the notice of appeal and statement of grounds must now be served at the same time. The numbering of subsequent regulations has been updated.
5	Minor drafting amendments for completeness.
7 – 10	Amended to reflect the procedure for appeals under the revised DBLs and the incorporation of an appeal right for the IC in limited and exceptional circumstances. A new regulation has been inserted at 8.
11	Reference to ‘leave’ has been replaced with ‘permission’ to appeal.

12	Time limit for service of the notice of appeal has been updated in accordance with the revised DBLs (28 days beginning with the date of service of the tribunal's record of decision on the parties).
13 and 14	Amended to remove reference to the Appeal Committee Chair determining applications under regulation 12 as accords with the existing procedure laid down in DBL 26.7.
16, 17 and 22	Amended to reflect the fact that under the revised DBLs the IC may now apply for permission to appeal a decision of a Disciplinary Tribunal in limited and exceptional circumstances.
34	Minor drafting amendments – reference to 'secretariat' has been replaced with 'ICAEW staff' in regulation 34(a)(i); in paragraph (b) reference to service of the record of decision on the 'appellant' has been replaced with 'parties'.
35 – 38	Updated to reflect the amendments to DBL 33 (circumstances in which costs orders may be made against ICAEW). A new regulation has been inserted at 36A.
Generally	Minor amendments have been made to these and other regulations to refer to formal complaints (plural) and to replace references to 'defendant' with 'respondent / respondent firm' as reflects the drafting of the DBLs. Gender neutral language has also been used.