

# **Legal Profession (Modified Application of Act for International Services) Rules 2008**

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**No. S 482**

**LEGAL PROFESSION ACT  
(CHAPTER 161)**

**LEGAL PROFESSION (MODIFIED APPLICATION OF ACT FOR  
INTERNATIONAL SERVICES) RULES 2008**

In exercise of the powers conferred by sections 74(3), 75B(3) and 130W(2)( x) of the Legal Profession Act, the Minister for Law, after consulting the Attorney-General, hereby makes the following Rules:

**Citation and commencement**

**1.** These Rules may be cited as the Legal Profession (Modified Application of Act for International Services) Rules 2008 and shall come into operation on 19th September 2008.

**Modified application of section 73 of Act**

**2.** Section 73 of the Act shall, when applied to a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice, a licensed foreign law practice, or a solicitor registered by the Attorney-General under section 130N of the Act to practise Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice in respect of his practice of

Singapore law, be modified to read as it appears in the First Schedule.

### **Modified application of First Schedule to Act**

3. The First Schedule to the Act shall, when applied to a solicitor registered by the Attorney-General under section 130N of the Act, in respect of the solicitor's practice of Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice, be modified to read as it appears in the Second Schedule.

### **Modified application of Second Schedule to Act**

4. The Second Schedule to the Act shall, when applied to the provision, by a solicitor registered by the Attorney-General under section 130N of the Act, on or after 19th September 2008, of services which —

- (a) are rendered in connection with his practice of Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice; and
- (b) are not of the quality which it is reasonable to expect of him,

be modified to read as it appears in the Third Schedule.

### **Modified application of Legal Profession (Deposit Interest) Rules**

5. The Legal Profession (Deposit Interest) Rules (R 5) shall, when applied to a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice, a licensed foreign law practice, or a solicitor registered by the Attorney-General under section 130N of the Act to practise Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice in respect of his practice of Singapore law, be modified to read as it appears in the Fourth Schedule.

### **Modified application of Legal Profession (Solicitors' Accounts) Rules**

6. The Legal Profession (Solicitors' Accounts) Rules (R 8) shall, when applied to a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice, a licensed foreign law practice, or a solicitor registered by the Attorney-General under section 130N of the Act to practise Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice in respect of his practice of Singapore law, be modified to read as it appears in the Fifth Schedule.

### **Modified application of Legal Profession (Solicitors' Trust Accounts) Rules**

7. The Legal Profession (Solicitors' Trust Accounts) Rules (R 9) shall, when applied to a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice, a licensed foreign law practice, or a solicitor registered by the Attorney-General under section 130N of the Act to practise Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice in respect of his practice of Singapore law, be modified to read as it appears in the Sixth Schedule.

#### **Modified application of Legal Profession (Accountant's Report) Rules**

8. The Legal Profession (Accountant's Report) Rules (R 10) shall, when applied to a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice, a licensed foreign law practice, or a solicitor registered by the Attorney-General under section 130N of the Act to practise Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice in respect of his practice of Singapore law, be modified to read as it appears in the Seventh Schedule.

#### **Modified application of Legal Profession (Inadequate Professional Services Complaint Inquiry) Rules**

9. The Legal Profession (Inadequate Professional Services Complaint Inquiry) Rules (R 18) shall, when applied to the provision, by a solicitor registered by the Attorney-General under section 130N of the Act, on or after 19th September 2008, of services which —

- (a) are rendered in connection with his practice of Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice; and
- (b) are not of the quality which it is reasonable to expect of him,

be modified to read as it appears in the Eighth Schedule.

### **FIRST SCHEDULE**

Rule 2

#### **MODIFIED APPLICATION OF SECTION 73 OF ACT**

##### **“Accountant's report**

**73.—**(1) Subject to subsection (1A), every solicitor shall with every application made by him for a practising certificate, unless he satisfies the

Council that owing to the circumstances of his case it is unnecessary to do so, deliver to the Registrar a report signed by an accountant (referred to in this section as an accountant's report) and shall deliver a copy of the accountant's report to the Society.

(1A) A solicitor shall not be required to deliver an accountant's report under subsection (1) in respect of any practice of Singapore law by him in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice.

(2) If a solicitor practised in a Singapore law practice during such accounting period as may be specified in the accountant's report to be delivered by him, the report shall —

- (a) state that in compliance with this section and rules made thereunder the accountant has examined the books, accounts and documents of the Singapore law practice for the said accounting period;
- (b) state whether or not the accountant is satisfied, from his examination of the books, accounts and documents produced to him and from the information and explanations given to him, that during the said accounting period the Singapore law practice has complied with any rules made under section 72(1)(a) and (b);
- (c) state, if the accountant is not satisfied as aforesaid, the matters in respect of which he is not so satisfied;
- (d) contain such information as may be prescribed by rules made by the Council under this section; and
- (e) be delivered to the Society not more than 6 months (or such other period as may be prescribed by any rules made under this section) after the end of the said accounting period.

(2A) Every solicitor who is registered by the Attorney-General under section 130N to practise Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice shall, with every application made by him to the Registrar for a practising certificate, deliver to the Attorney-General an accountant's report, unless he satisfies the Attorney-General that owing to the circumstances of his case it is unnecessary to do so.

(2B) If a solicitor practised Singapore law in a Joint Law Venture or its constituent foreign law practice, a Qualifying Foreign Law Practice or a licensed foreign law practice during such accounting period as may be specified in the accountant's report to be delivered by him to the Attorney-General, the report shall —

- (a) state that in compliance with this section and rules made thereunder the