

GENERAL LEGAL COUNCIL

ANNUAL REPORT

APRIL 1, 2020 TO MARCH 31, 2021

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INTRODUCTION

The General Legal Council was established in January 1972 by the Legal Profession Act. Its statutory function is concerned with the legal profession and in particular the organization of legal education and the upholding of standards of professional conduct. By virtue of the Legal Education Act, the Council's function as the Legal Education Authority is vested in the Council of Legal Education which is established by Agreement among several Commonwealth Caribbean countries.

Apart from Law Officers of the Crown and legal officers of Government who are *ex officio* entitled to practise as such, no person can lawfully practise as an attorney who does not hold a practising certificate issued by the Council. Practising Certificates are issued annually on satisfying certain requirements, including the payment of an annual fee.

The Council is required to appoint from among its members or former members, Judges or retired Judges and attorneys of not less than ten (10) years standing, the Disciplinary Committee which adjudicates on complaints of misconduct by attorneys in any professional respect.

The Council is authorized to make rules prescribing the standards of professional etiquette and professional conduct for attorneys and to direct that any specified breaches of such rules constitute misconduct in a professional respect.

The Council maintains a website at <http://www.generallegalcouncil.org/>.

CHAIRMAN'S MESSAGE 2021

The Council's operations have returned to a semblance of normality notwithstanding the continuing COVID-19 Pandemic. Greater reliance has been placed on the use of technology such as video conferencing for the holding of meetings and CLPD seminars to great success.

To ameliorate the dislocation that has been caused to attorneys by the Covid-19 Pandemic, a number of CLPD seminars have been provided free of cost to assist attorneys in complying with the mandatory CLPD requirements. Further, the continuing support of the CLPD program by the Profession has permitted generation of sufficient surpluses to maintain the Council's operations without the need to seek an increase in practising fees, which have been maintained at the same level for the last five years.

At the end of January 2021, the Hon. C. Dennis Morrison P. (Ret.) demitted the chairmanship of the CLPD Committee. The Council extends its thanks to Justice Morrison for his contribution to the development of the program for continuing legal education and for his enlightened leadership of the Council's CLPD Committee. We also extend welcome to the Gillian Burgess who has assumed the mantle of chairperson.

A number of deficiencies have been apparent with operation of the Legal Profession (Accounts and Records) Regulations. A worrying trend has been that several attorneys who have misappropriated client money have nevertheless been able to submit unqualified annual accountant's reports. It was therefore evident that these reports were being treated as a proforma box ticking exercise rather than meaningful compliance reporting. In addition, a number of attorneys have submitted accountant's reports prepared by unqualified persons and, in at least one instance, the annual accountant's reports bore the purported signature of an accountant who had died some years prior to the date of the reports. To address these deficiencies, the Council has enacted the Legal Profession (Accounts and Records) (Amendment) Regulations 2021 (the Amended Accounting Regulations 2021) that will come into effect on the 1st day of January 2022.

The Amended Accounting Regulations 2021 require that a copy of a current practising certificate for the public/chartered accountant who prepares the annual accountant's report must be submitted with the report. The Amended Accounting Regulations 2021 also require the

accountant to expressly qualify the report and to separately notify the Council where serious deficiencies/irregularities have been detected in the course of preparing the report. It is hoped that these amendments will assist the early detection of irregularities to permit intervention by the Council where necessary to safeguard client property.

Finally, the Amended Accounting Regulations 2021 will reduce the burden on attorneys with small practices by permitting the filing of a declaration by the attorney in lieu of an accountant's report where the trust money received by the attorney in any calendar year comprises fee advances that do not exceed \$3 million in aggregate.

On 31st July 2020 the Court of Appeal delivered judgment finding that the anti-money laundering reporting and monitoring regime applicable to attorneys under the Proceeds of Crime Act and the AML Guidance issued by Council contravened the Constitution. The Council is pursuing an appeal to the Judicial Committee of the Privy Council.

The Council supports the creation of a welfare fund to assist indigent attorneys particularly when they become ill. A committee has been created to further this process. A CLPD presentation to outline the options has been made to the Profession free of cost, a survey has been issued and consultations are to be held with the Jamaican Bar Association and other regional associations before making submission to Government for enactment of legislation to create such a fund.

I would like to thank the Staff, all Members of the General Legal Council and Members of the Committees for their continuing support and commitment to the advancement of the Legal Profession.

DATED 28 July 2021

Allan S Wood Q.C.
Chairman
GENERAL LEGAL COUNCIL

GENERAL LEGAL COUNCIL

The following is a detailed report on the activities of the Council and the Disciplinary Committee during the twelve months ending on March 31, 2021.

GLC MEMBERSHIP

Mr. Allan Wood, Q.C. – Chairman	
Mrs. Marlene Aldred	Ms. Carleen McFarlane
Mr. Richard Ayoub	Mr. Lowel Morgan
The Hon Mr. Justice Patrick Brooks, C.D.	Mrs. Janet Morrison
Mr. George Clue	Ms. Hilary Reid
Mr. Leonard Green	Mr. Nathan Robb
The Hon. B. St. Michael Hylton, O.J., Q.C.	Mr. Donovan Walker
Mrs. Denise Kitson, Q.C.	Mr. Ian Wilkinson, Q.C.
Ms. Annaliesa Lindsay	Mrs. Karen Wilson

1. MEETINGS

During the period April 1, 2020 to March 31, 2021, a total of twelve (12) regular monthly meetings were held as follows:-

2020: April 22, May 27, June 24, July 22, August 26, September 23, October 28, November 25 and December 9

2021: January 27, February 24 and March 25

Two Special Meetings were held on June 10, 2020 and November 4, 2020.

ATTENDANCE OF MEMBERS AT MEETINGS:

NAMES	Times Possible	Times Present	Times Absent	Apologies Tendered
Mr. Allan Wood, Q.C.	14	14	0	0
Mrs. Marlene Aldred	14	4	10	5
Mr. Richard Ayoub	14	12	2	2
The Hon. Mr. Justice Patrick Brooks, C.D.	14	11	3	3
Mr. George Clue	14	7	7	0

Mr. Leonard Green	14	8	6	6
The Hon. B. St. Michael Hylton, O.J., Q.C.	14	14	0	0
Mrs. Denise Kitson, Q.C.	14	14	0	0
Ms. Annaliesa Lindsay	14	13	1	1
Ms. Carleen McFarlane	8	6	2	1
Mr. Lowel Morgan	14	14	0	0
Mrs. Janet Morrison	14	6	8	1
Ms. Hilary Reid	14	11	3	2
Mr. Nathan Robb	14	11	3	1
Mr. Donovan Walker	14	13	1	1
Mr. Ian Wilkinson, Q.C.	14	12	2	2
Mrs. Karen Wilson	14	11	3	2

2. STAFF

The staff complement was a total of twenty-two (22) persons. The following adjustment has been effected:

Ms. Tanya Grant resigned from her position as Administrative Assistant effective October 30, 2020.

3. SALARIES

There was a salary increase of 5% effective April 1, 2020.

4. DEBIT/CREDIT CARD PAYMENT SYSTEM

The card payment system which was implemented to facilitate the payment of practising certificate and CLPD seminar fees by attorneys-at-law has been well utilized and the Council has moved towards a completely cashless system for security related reasons.

5. OTHER COMMITTEES

The Committees of the Council are as follows:

COMMITTEE	CHAIR PERSON
Accounting Reports	Hilary Reid
Accreditation	Denise Kitson

Advertising Regulatory	Ian Wilkinson
CLPD	Justice C. Dennis Morrison's tenure ended December 2020. Gillian Burgess' tenure began January 2021.
Compensation Fund	B. St. Michael Hylton
Finance and Accounting	Lowel Morgan
Information Technology	Denise Kitson
Proceeds of Crime Act	Allan Wood
Protection of Client's Assets	Annaliesa Lindsay

6. ACCREDITATION COMMITTEE

1. During the period, April 2020 – March 2021, the Committee received a total of **39** new applications from institutions for accreditation of courses to be presented by them and **1** application was submitted by the Law Faculty of the University of the West Indies for Provider status, which was approved. There were **135** applications for exemptions, **10** applications for extensions and **125** applications from individuals for credits for activities in which they had participated. Of the total of **310** applications which were reviewed during the period, **115** applications were successfully addressed, **43** were refused, and **152** were granted extensions.
2. The data also discloses that during that period, of a total number of **3,940** attorneys,
 - a. **770** are fully compliant in their participation in CLPD programmes,
 - b. **1250** attorneys had participated in sufficient CLPD presentations to be awarded the requisite number of credits for compliance but had not submitted their Form 3 resulting in them being technically non-compliant, and
 - c. **1920** are partially compliant.

3. Attorneys have until November 2021 to become fully compliant. Sixteen (**16**) attorneys have received exemptions; One Hundred and Fifty-Two (**152**) received extensions.

The work of the Accreditation Committee continues to benefit from the conferral of provider status on three institutions as the Committee has been able to keep current with addressing the remaining applications.

Accreditation Committee
June 29, 2021

Denise E. Kitson QC-Chairman
R.N.A. Henriques QC
Ethan Sinclair
Donna Scott Mottley
Donovan Jackson
Norman Davis
Basil Parker
Donovan Walker
Meridian Kohler
Roshene Betton
Tanya Ferril - Convener

7. ADVERTISING REGULATORY COMMITTEE

1. COMMITTEE MEMBERS: The members of the General Legal Council’s Advertising Regulatory Committee (hereafter “*the Committee*”) during the year under review were as follows:

- (a) Ian G. Wilkinson QC (Chairman);
- (b) Delrose Campbell;
- (c) Julianne Mais-Cox;
- (d) Jhawn Graham (*joined the Committee in February, 2021 and attended his first meeting on February 18*);
- (e) Mikhail Jackson;
- (f) Adam Jones;
- (g) Stacey Mitchell;
- (h) Janet Morrison; and
- (i) Anthony Williams (*joined the Committee on September 1, 2020 and attended his first meeting that day*).

2. DATES OF MEETINGS: For the period under review the Committee had a total of six (6) meetings, the number of meetings being affected by the state of affairs created by the Corona (“Covid-19”) Virus. The following are the dates of the said meetings:

- (a) June 23, 2020;
- (b) September 1, 2020
- (c) October 29, 2020;
- (d) January 21, 2021;
- (e) February 18, 2021; and
- (f) March 18, 2021.

3. MATTERS ADDRESSED DURING THE PERIOD UNDER REVIEW:

On a number of occasions the Committee had to contact, or write to, a number of persons regarding various matters including the following:

- (a) advertising on Social Media (in particular Facebook, Instagram and Twitter) in breach of the Canons. This was done largely by young counsel;
- (b) advising on overseas lawyers, not admitted to practise in Jamaica, advertising in Jamaica;
- (c) texts by Attorneys-at-Law sponsored by, or in “partnership” with, internet providers such as FLOW and Digicel;
- (d) ensuring that a billboard, advertising a law firm as “Specialists” without the necessary authorization or certification from the GLC, was removed;
- (e) ensuring that a law firm’s billboard was of the appropriate dimension and properly placed on the building housing the law firm;
- (f) communicating with, and obtaining an apology from, legal counsel who appeared in a television advertisement promoting a financial institution while using her professional designation – “*Attorney-at-Law*”; and
- (g) completing a legal opinion on whether the “*Bignall*” sign atop the building in which the law firm Bignall Law operates breaches the Canons, especially those dealing with advertising.

4. JOINT PAPER ON THE CANONS OF THE LEGAL PROFESSION

In July, 2020 the Chairman and member Mikhail Jackson collaborated on a comprehensive presentation - “*Social Media Advertising For Lawyers: Ethical Lessons – What Do Our Canons Say?*”. This covered the history of the Canons starting with the 1972 iteration and spanning roughly fifty years since the promulgation of the Legal

Profession Act. This paper was well- received and was done in conjunction with the Jamaican Bar Association, presented on July 26, 2020 during the Bar’s annual mid-year conference held virtually.

5. SPECIALIZATION CRITERIA COMMITTEE (“SCC”): This body continued its work in deciding on the criteria, the relevant forms and the procedure for Attorneys-at-Law to apply to become experts or specialists in various fields of law practice. At the time of writing this report the SCC had received only recently the last outstanding contribution from the Cornwall Bar Association and was finalizing its report to the GLC with its recommendations.

6. PLANS FOR THE COMMITTEE:

Heading into the next year the Committee intends to do the following:

- (a) reviewing its membership to ensure that there is a good balance of experienced practitioners and young counsel to ensure succession planning;
- (b) continuing to assist the GLC in any way possible including, in particular, the matters involving Mr. Vaughn Bignall and the Bignall Law firm;
- (c) assisting the SCC to complete its work so that the proposed provisions regarding certifying lawyers as “experts” and “specialists” can be enacted and implemented ;
- (d) continuing to review the Canons and the most recent “Guidelines”, particularly the provisions dealing with advertising; and
- (h) arranging another seminar dealing with the provisions of the Canons regarding advertising. This proposed seminar will be targeting young counsel in particular with guidance to be provided re advertising on Social Media.

Dated the 30th June, 2021

**IAN G. WILKINSON QC
CHAIRMAN**

8. INFORMATION TECHNOLOGY COMMITTEE

During the financial year April 1, 2020 – March 31, 2021, the General Legal Council continued to retain the consultancy services of Ms. Bertina Macaulay and Mr. Sean Williams to handle its Information Technology requirements.

Mr. Ackeem Anglin one of the Council’s administrative assistants, has continued to provide an increased level of in-house IT support, particularly by interfacing with members of Council and

its various sub-committees to efficiently arrange the significantly increased video conferences required since the advent of the covid-19 pandemic to carry out the business of Council.

During the financial year under review, the General Legal Council’s information technology operations were enhanced as follows:

- i) Continued application of the CURIA Court Management Software to significantly improve the Disciplinary Committee’s administration, documentation and case management activities; this has assisted in substantially reducing the backlog of outstanding disciplinary matters;
- ii) Continued use of laptop computers by the Disciplinary Committee’s administrative staff to prepare verbatim notes of evidence at all Disciplinary Committee hearings therefore resulting in a marked improvement in the accuracy and delivery time of the notes of evidence related to the disciplinary hearings;
- iii) Integrating teleconferencing and video link facilities for Council meetings, various sub-committee meetings and Disciplinary Committee hearings, which has facilitated committee members, attorneys and complainants who are unable to personally attend meetings, or the disciplinary hearings.
- iv) All CLPD seminars have continued to be made available by webinars whether streamed live or by recorded material.

During the period under review, the Council’s websites received 209,109 visits from the territories listed below:

Territory	Number of website visits
Jamaica	157,321
North America	32,731
Europe	7,546
Other Caribbean Territories	6,431
Asia & South Pacific	3,8964
Africa	825
Central & South America	291

These website visits focused on the following areas:

Area of Interest	Number of hits
General Administration Issues	70,743
Attorneys' Profiles	67,757
Disciplinary Committee	29,602
CLPD	20,225
Regulations	16,550
Proceeds of Crime Act	4,232

Information Technology Committee
July 2021
Denise E. Kitson QC - Chairman
Justice Patrick Brooks
Mikhail Jackson
Ree Vernon
David Ellis
Ian Jackson-Convenor

9. PROTECTION OF CLIENTS' ASSETS COMMITTEE

The following comprise the matters that have been addressed or are being addressed by the committee:

CAROL VASSAL

- The sum of **JS\$6,587,159.11** collected on behalf of clients was deposited to the Accountant General on July 5, 2019 and are still being held at its treasury.
- The position remains the same with respect to the client files that were retrieved by the Council. That is, the Government Archivist, despite the Court Order directing her to receive and store the client files, has responded that there is not enough room to offer storage at this time. The files thus remain in the Council's possession and are still being issued to clients who may occasionally visit the Council with claims.
- All remaining Duplicate Certificates of Title have been removed from the files and sent to the Registrar of Titles. Registrar, Miss Cherise Walcott confirmed receipt of these on the 12th day of June, 2020.

LANZA TURNER-BOWEN:

- The files of Lanza Turner Bowen were reviewed by Miss Deanna McFarlane and Miss Tony-Ann Smith, Attorneys-at-Law who were employed to go through the files of Mrs. Turner-Bowen. It was a necessary task as these files came without an index or accounting reports. An excel sheet was created with a listing of all files in the Council's possession with contact numbers and addresses if they appear on the file. This exercise assisted us to ascertain what we have in our possession and it has made it easier for the committee to return files to her former clients when called upon to do so. It also allows us to be more pointed in our efforts to have these files returned to clients.
- The matter was referred to the Office of the Supervisor of Insolvency for consideration 'whether the Government Trustee could be appointed as Trustee for the estate of Lanza Turner-Bowen and the Supervisor thereafter undertake administration'. However, the Supervisor of Insolvency, has offered grounds upon which he believes he is not the appropriate body to administer the client files.
- Further advertisements were published on January 28 and February 2, 2020 in the Gleaner and Observer Newspapers and Clients continue to present date to claim files which are returned.
- The following funds were received from Sagicor Bank and Harrison and Harrison, Attorneys-at-law:

SAGICOR BANK:

1. One Hundred and Seventy-Five Thousand and Ninety-One Dollars, Ninety-Four Cents (J\$175,091.94)
2. Three Thousand Four Hundred and Thirty-One Dollars and Sixty-Three Cents (US\$3,431.63)

HARRISON AND HARRISON, ATTORNEYS-AT-LAW:

3. Two Hundred and Fifty Thousand Dollars (\$250,000.00) from Harrison & Harrison, Attorneys-at-Law.

The Council holds a total of Nine Hundred Thirty-nine Thousand, Eight Hundred and Thirty-six Dollars and Forty-four Cents (\$939,836.44) in a trust account operated by the Council.

- Thus far the Council has received monetary claims in the amount of **Twenty Seven Million, Four Hundred Thirty Eight Thousand, Six Hundred Forty Seven Dollars (\$27, 438, 647.00)**, which is far in excess of the sum collected from the deceased's clients' account. Below is a list of the monetary claims and the nature of each claim.

Name of Client	Amount being claimed (JAS)	Nature of matter
John McCalla	1,196,600.00	Conveyance
Ricardo Nathan and Renee Nathan	699,000.00	Conveyance
Khaleel Powell	11, 585,000.00	Conveyance
Estate Headley Lawrence	898,000.00	Conveyance
Sophia Messado Douglas	12,460,047.30	Conveyance
Leanna Blake	600,000	Conveyance
TOTAL SUMS CLAIMED	27, 438, 647.00	

- As a result, the Council applied to the Supreme Court for directions. On the 25th day of March, 2021, Justice Mason heard the Fixed Date Claim Form filed on the 22nd day of December, 2020. After considering the arguments made on behalf of the Council, Justice Mason (Ag) made several orders, which the Council is currently in the process of complying with.
- To date, the cost to the GLC to administer this intervention is approximately one million dollars (\$1,000,000.00).

LORRAINE MOORE:

The circumstances of this matter remain the same:

- The Council intervened in the estate of Lorraine Moore, who died testate on August 25, 2019 and who was an Associate with the firm Dunbar and Company, Attorneys-at-Law.
- However, while so employed we were advised that she had conduct of two private matters: a conveyance matter and a personal injury matter. The firm took conduct of the conveyance matter and the GLC intervened for the purpose of protecting the client she represented in the personal injury suit.
- The matter concluded by way of settlement, the funds from the Insurance Company were dispersed to the Attorney's client account at First Global Bank. Said sum was not yet transferred to the client upon her death. The sum of One million Six Hundred Thirty Six Thousand, Seven Hundred and Eighty Two Dollars and Nine Cents (\$1,636,782.09) was

sent to Miss Moore's Client Account. This sum represents the settlement sum minus charges for electronic transfer.

- An amount of 25% of this sum, being Four Hundred and Nine Thousand, One Hundred and Ninety Five Dollars and Fifty Two Cents (\$409,195.52) was agreed between the deceased and the client to be paid as legal fees. This legal fee was held by the Council in a Trust Account while the balance of One Million Two Hundred and Twenty Seven Thousand, Five Hundred Eighty Six Dollars and Fifty Six Cents (\$1, 227, 586.56) was sent to the client's account.
- On the 27th of October, 2020, Beckford, Smith-Waite & Company presented to the Council a Grant of Probate, and resultantly, the Council has disbursed the legal fees to the firm on behalf of the Executor.
- The Conveyance matter has now been completed.

OTHER MATTERS:

It has been brought to our attention that the following Attorneys died, however, there has been no forthcoming claims requiring an intervention:

1. **Patricia Taylor**
2. **Mr. Huntley Watson**
3. **Raymond Clough:** Ms Mireille Clough is now the executor of her father's estate. However, Maurice Long, surviving partner of the firm Clough, Long & Co is administering and handling all of Raymond Clough's files.
4. **Charlene James Jarret:** Miss Inga Samuda, attorney-at-law, is currently assisting the Council by returning client files to former clients of the deceased.
5. **Paul Beswick:** Mr. Beswick's daughters Angel and Wendy Beswick are now the managing partners of his firm and have continued its operation and thus have assumed conduct of the matters that were being handled by their father.

In addition, Miss Janet Patmore also continues to administer the client files of **Mr. Debayo Adedipe** who was struck from the Roll of Attorneys on October 23, 2019. She has advised that she will be sending a proper listing of the matters in the office to the Council as soon as possible.

Members of Committee:

1. Miss Annaliesa Lindsay – Chair
2. Mr. Allan Wood QC
3. Mr. Lloyd Barnett
4. Mrs. Caroline Reid-Cameron QC
5. Mr. Nathan Robb

6. Mrs. Symone Mayhew
7. Miss Carlene Larmond
8. Mr. Leonard Green
9. Miss Carleen McFarlane
10. Mr. Ian Jackson
11. Miss Shana Kay Shirley

10. ACCOUNTING REPORTS COMMITTEE

During the year under review the Committee did the following:

- a) Reviewed the Legal Profession (Accounts and Records) Regulations, 1999 proposed amendments thereto in the form of the Legal Profession (Accounts and Records) (Amendment) Regulations, 2021 (the “Accounting Reports Regulations”). These Regulations sought to update the form of Accounting Reports to be prepared and submitted to the General Legal Council (“GLC”) and to introduce a requirement for a notice to be sent to the GLC where in the course of his inspection of the books, records and accounts, the accountant has found deficiencies in compliance with the Accounting Reports Regulations. These Regulations were promulgated by the GLC on June 4, 2021 and will take effect on January 1, 2022;
- b) Considered several policy issues raised by attorneys and reviewed the Accounting Reports Regulation in order to provide guidance to management regarding the interpretation of the Regulations or the policy of the GLC towards the issue raised;
- c) Reviewed and responded to requests for exemptions and extensions;

Accountant’s Reports or Declarations are generally due by June 30 each year for the preceding calendar year (unless an attorney has a different 12 month period as his/her financial year).

To date, the average percentage compliance for the years 2000-2020 is 91.37 %. Compliance for financial year 2019, is currently at 75.42%. and 2020 is 65.26%, however, we continue to receive accountant reports and declarations with respect to this year and anticipate that persons will make an effort to file reports or seek extensions before the end of the year to avoid being unable to obtain the practicing certificate for 2022.

The compliance level from 2000-2020 as at July 28, 2021 stood as follows:

Fee Year	No. Attorneys in Practice	No. Attorneys with Submissions	No. Attorneys Outstanding	Percentage Compliance	Percentage NON-Compliance
2020	2343	756	1587	32.27%	67.73%
2019	2282	1620	662	70.99%	29.01%

2018	2250	1897	353	84.31%	15.69%
2017	2173	1974	199	90.84%	9.16%
2016	2030	1884	146	92.81%	7.19%
2015	1848	1745	103	94.43%	5.57%
2014	1754	1675	79	95.50%	4.50%
2013	1593	1533	60	96.23%	3.77%
2012	1459	1406	53	96.37%	3.63%
2011	1362	1316	46	96.62%	3.38%
2010	1292	1248	44	96.59%	3.41%
2009	1218	1174	44	96.39%	3.61%
2008	1136	1093	43	96.21%	3.79%
2007	1111	1052	59	94.69%	5.31%
2006	1071	1012	59	94.49%	5.51%
2005	1015	951	64	93.69%	6.31%
2004	964	895	69	92.84%	7.16%
2003	924	851	73	92.10%	7.90%
2002	884	817	67	92.42%	7.58%
2001	897	805	92	89.74%	10.26%
2000	874	775	99	88.67%	11.33%

The Accounting Reports Regulations empowers the GLC, where it is satisfied that the circumstances warranted it, to grant extensions of time to comply with the Accounting Reports Regulations. Additionally, the Regulations also empowered the GLC to grant exemptions from the requirements under the Accounting Reports Regulations for the delivery of an accountant's report or declaration to attorneys who are exclusively employed outside Jamaica for the period of such employment outside Jamaica.

During the period April 1, 2020 to March 31, 2021 there have been nine (9) applications for extensions which have been granted and ten (10) applications for exemptions which have been granted.

Pursuant to Regulation 16(6), the GLC withheld the issue of a practicing certificate to twenty-two (22) attorneys who had failed to comply with the Accounting Reports Regulations. Twelve (12) attorneys have since become compliant.

During the period April 1, 2020 to March 31, 2021 no new complaints were laid against attorneys for failure to comply with the Accounting Reports Regulations.

11. FINANCE AND ACCOUNTING COMMITTEE

The Finance and Accounting Committee continued to guide, support and strengthen the Council's financial activities during the period April 1, 2020 – March 31, 2021.

The committee continued to provide proper, adequate and rigorous supervision and direction, specifically in matters concerning expense containment, financial transactions and prudent investment opportunities.

Among the many significant contributions made by the Committee during the period under review, was to assist the Chief Executive Officer to prepare the Council's annual revenue and expense budget.

Having recognized the continuing adverse financial and economic conditions of the international coronavirus pandemic, the Committee provided comprehensive and sound guidance and assistance for casting the Council's revenue and expense budget for the financial year April 2020 – March 2021.

The Finance and Accounts Committee also periodically monitored all financial inflows and outflows in accordance with the budgeted provisions, therefore ensuring that the Council's finances were carefully administered.

The Committee maintained a close working relationship with the Chief Executive Officer and by extension with the Council's external auditor to ensure that the Council's operational and reporting standards continued to be in line with the established accounting, financial and administrative procedures.

The Committee periodically monitored the Council's bank accounts and the associated commercial bank transactions and consequently recommended that the number of commercial bank accounts be rationalized on completion of the annual financial audit.

The members of the General Legal Council's Finance & Accounting Committee during the 2020/2021 financial year were, Messrs. Lowel Morgan (Chairman), Richard Ayoub, Stuart Stimpson, Stephen Shelton QC, Donovan Walker and a Chartered Accountant, Ms. Paula Turner.

12. CONTINUING LEGAL PROFESSIONAL DEVELOPMENT (CLPD) COMMITTEE

INTRODUCTION

1. The annual report concerns the activities of the CLPD Committee of the General Legal Council for the period April 1, 2020 to March 31, 2021. In keeping with the objectives of the CLPD Committee to provide quality continuing legal education courses to attorneys in Jamaica, this report contains an account of the courses offered during the year under review and the participation of attorneys in these courses. It also contains aspirations of the committee to improve the customer experience of the attorneys and the impact of the courses.
2. April 1, 2020 marked the commencement of the eighth (8th) year that the CLPD Committee has been serving members of the legal profession in this capacity. The CLPD Committee of the General Legal Council was established in 2013 and has been offering courses in Continuing Legal and Professional Development since February 18, 2013. The Committee was chaired by the Hon. Mr. Justice C. Dennis Morrison since 2015. Justice Morrison demitted office in December 2020 and Miss Gillian Burgess assumed the chairmanship of the committee. It was a particularly challenging year because of changes in operations occasioned by safety protocols enacted by the Government of Jamaica because of the COVID-19 pandemic. The Committee is grateful to Justice Morrison for steering the committee through the challenges of 2020 and for his several years of service.
3. The Committee fulfilled its aim to meet at least once per month during term time. It has from time to time met more frequently as the need has arisen and for the period under review met a total of 8 times. The full membership of the Committee is shown in Appendix A .

FUNCTIONS

4. The scope of the Committee's work is:
 - i) To design and present courses for the purpose of the continuing legal professional development of Attorneys-at-law;
 - ii) To arrange programmes for the delivery of CLPD seminars on an island wide basis;
 - iii) To ensure that there are adequate offerings in Ethics and Client Welfare, Business Management and Finance.
5. In carrying out its functions, the CLPD Committee encourages the conduct of research in the preparation of papers on a variety of legal subjects. In the relevant period the Committee presented papers on topics such as Contracts, Conveyancing, Civil Practice

and Procedure, Regulatory Requirements, Employment, Taxation, Dispute Resolution. Regarding the mandatory requirements for presentations in Ethics and Client Welfare, Business Management and Finance, the Committee has also sought to ensure that there have been adequate offerings in these subjects.

6. Since March 2019, the Committee has been facilitating access to selected seminars using the internet. As a result of the restrictions on gatherings occasioned by the COVID-19 pandemic, the CLPD Committee courses were offered exclusively online. A total of Sixty-two courses were offered by Zoom – a cloud-based videoconferencing software that permits virtual meetings. Ten (10) courses were offered at no cost to the participants in May 2020 to ensure that attorneys could complete their CLPD requirements despite the financial hardships which resulted from the economic contraction caused by the COVID-19 pandemic and as an expression of gratitude for the support of the profession as we strive to improve. Five of these sessions were offered in collaboration with the CCJ Academy of Law.

7. Courses offered at no cost were;

General Legal Council

- Data Protection and Covid 19
- The Liberty of the Subject in a Pandemic
- Covid-19 and the case for Occupational Health in Jamaica: Balancing life, livelihood and profit
- Protection of Clients' Assets
- What do you need to know about the General Legal Council's Compensation Fund?

CCJ Academy of Law in collaboration with the General Legal Council

- Law Practice and technology in the Covid 19 Context
- Administration of Justice
- Force Majeure and Commercial Contracts
- International Law
- Civil Liberties

8. The topics, number of presentations and number of attorneys who attended these seminars are presented in Appendix B. There has been a total of 18,245 registrations by attorneys for these seminars.

THE PROSPECTS OF A RETURN TO IN-PERSON SEMINARS

9. Jamaica is a low vaccination country with less than 5% of the population having received inoculation against Covid-19 and the uncertainties surrounding the availability of

supplies of vaccines in the foreseeable future. As a result, a return to in-person courses remains unpredictable. The general feedback is that attorneys enjoy being able to access courses on demand. We will continue to evaluate methods of delivery and to assimilate technology into the delivery of seminars.

FINANCIAL CONSIDERATIONS

10. Despite the challenges, in the relevant period the CLPD Committee continued to generate revenue far in excess of its expenditure. Over this period the net contribution of the Committee to the Council's coffers was approximately J\$31.3 million. A financial report showing the income and expenditure of the Committee over the period March 2013 to March 2021 is attached as Appendix C.
11. The relatively low cost of delivering 62 seminars over the relevant period is accounted for by the following:
 - The comparatively low cost of delivering webinars using zoom
 - Members of the CLPD Committee donate their time to the Council in planning a schedule of seminars for the year
 - Members of the CLPD Committee assist in the selection of topics and presenters
 - Members of the CLPD Committee prepare and present papers
 - Members of the CLPD Committee donate their time to review papers to ensure that they meet the required standards
 - Presenters donate their time without a fee in the research, preparation, and presentation of the seminar papers
 - Staff at the Council undertake the responsibility of advertising the seminars through email and other economical means
12. The major costs associated with the programme has been incurred for the rental of venues, provision of refreshments, accommodation of presenters and staff members for seminars held out of town, and administrative costs. Most of these costs were significantly reduced by reason of the transition to on-line presentations using technology.
13. It should also be observed that the number of registrants for seminars increased significantly over the previous period. This accounts for the improvement in the net contribution to the coffers of the Council. This is undoubtedly, the result of the hard work of the members of staff, the Committee and the presenters who volunteered their time to research, prepare and present papers which attracted widespread interest.

14. Nevertheless, the Committee is cautious in its expectation for the sustainability of this high level of income. In order to continue to attract the support of the profession, the CLPD Committee must produce seminars which engage the interests of the attorneys while adding value to their practice.

Utilisation of Electronic Technology:

15. On March 10, 2019 the CLPD Committee facilitated its first seminar using an online platform. Since then, the facility became more critical because of the measures put in place by the Government of Jamaica to limit the spread of Covid-19. Courses are now offered exclusively online. In addition to the question and answer and chat features in the webinar, attorneys are invited to submit questions and feedback using email. The Committee continues to explore the use of technology to engage the interest and participation of attorneys.
16. As part of its mandate to increase efficiency in communication, the Committee has implemented electronic processing of Certificates of Participation which are sent via email and are automatically generated through the GLC's database. Soft copies of seminar papers are also distributed by email to the attendees.

THE WAY FORWARD

17. The CLPD Committee is fortunate to have benefited from the wealth of experience of members of the profession who graciously lend their time and effort to the preparation and delivery of interesting seminars. The Committee is keen to nurture young talented attorneys to use their voices to effect change and has been pleased to give a platform to young counsel who wish to speak on issues of law which resonate with them. It is also important to continue evaluating the methods of delivery and the use of technology to deliver seminars. The Committee aims to ensure that the process is seamless from registration to evaluation.

CONCLUSION

18. The Committee is immensely grateful to those attorneys who have voluntarily prepared and presented papers during the year under review as well as those who have undertaken to make further presentations.
19. The Committee continues to express its gratitude to the GLC's administrative staff who have assisted with the successful delivery of the CLPD programme over the year under review.

20. The Committee is particularly grateful to Miss Tanya Ferril, the CLPD Coordinator, Mr. Ackeem Anglin, the Information System Coordinator and Mr. Ian Jackson, the GLC's CEO, who provided crucial support over the entire period.
21. As the Committee looks ahead it will need to consider the expansion and diversification of subject areas to maintain attorneys' interest and encourage greater participation. This will also involve exploring the need to engage experts from related disciplines and the question of the costs which may be associated with the engagement of such persons.

APPENDIX A
COMMITTEE MEMBERS

1. Hon. Justice C.D. Morrison
2. Dr. the Hon. Lloyd Barnett, O.J.
3. Ms. Carol Aina, C.D.
4. Ms. Nancy Anderson, C.D.
5. Mr. John Bassie
6. Ms. Gillian Burgess
7. Ms. Jeromha Crossbourne
8. Dr. Adolph Edwards
9. Hon. B. St. Michael Hylton O.J., Q.C.
10. Ms. Tracey Long
11. Mr. N. Patrick McDonald
12. Mr. Robert Fletcher
13. Ms. Sidia Smith
14. Mr. Sundiata Gibbs
15. Mr. Jeremy Taylor
16. Ms. Keri-Lyn Johnson
17. Ms. Karen Wilson

APPENDIX B

	Course Title	Course Date	Venue	Total Number of Registrants	Total Number of sessions
1.	CL389 Sale of Land, old shibboleths and new principles	Sunday, March 21, 2021	Online	537	1
2.	EC1053 The Cab Rank Rule	Sunday, March 21, 2021	Online	519	1
3.	CL388 The Modification and Discharge of Restrictive Covenants	Sunday, March 21, 2021	Online	557	1
4.	EMF2019 Expanding Profession Communicating Through Technology	Saturday, March 20, 2021	Online	462	1
5.	AMF2040 "Biggest Lessons Learned in Managing a Law Firm during a Pandemic"	Saturday, March 20, 2021	Online	418	1
6.	CL387 "A Little Goes a Long Way: Regulating and Supervising Microfinance."	Saturday, March 20, 2021	Online	408	1
7.	CL386 Recent Amendments to the RTA and the SPA	Tuesday, February 23, 2021	Online	259	1
8.	EC107 Confidentiality - Disclosure - Privilege	Thursday, February 11, 2021	Online	367	1
9.	EC103 Diligence in Handling Clients' Business - Standard of Care - Duty to continue to act - Repugnant/Unpopular Clients	Thursday, February 04, 2021	Online	347	1
10.	AMF2039 "IP For Dummies (and those who freely speaks 2)"	Thursday, January 21, 2021	Online	205	1
11.	EC105A Attracting Clients - Part 1 - Advertising	Tuesday, January 19, 2021	Online	335	1
12.	CL384 Human Trafficking	Wednesday, January 06, 2021	Online	87	1
13.	EMF2025 Maintaining your relationship with your client	Sunday, December 13, 2020	Online	177	1
14.	CL383 Logic for Lawyers	Sunday, December 13, 2020	Online	156	1
15.	CL382 The Modern Law of Adverse Possession The vibrant ancient relic	Saturday, December 12, 2020	Online	228	1
16.	CL381 Is the Industrial Disputes Tribunal Unconstitutional?	Saturday, December 12, 2020	Online	144	1
17.	CL380 Expert Witnesses	Saturday, December 12, 2020	Online	141	1
18.	CL379 Trial by Jury	Thursday, December 10, 2020	Online	321	1
19.	EC1031 Professional Undertakings in Commercial and Conveyancing Matters	Tuesday, December 08, 2020	Online	219	1
20.	AMF2037 Navigating the COJ Website and the NSIPP Registry	Wednesday, December 02, 2020	Online	60	1
21.	CL378 Panel Discussion on the Sexual Harassment Bill	Monday, November 23, 2020	Online	88	1
22.	AMF2038 IP for Dummies (and those who freely speak)	Thursday, November 19, 2020	Online	137	1
23.	EC1026 The Sub-Judice Rule and Contempt of Court	Tuesday, November	Online	136	1

	Course Title	Course Date	Venue	Total Number of Registrants	Total Number of sessions
		17, 2020			
24.	AMF2023 Tax Legislation and Administration New Developments	Thursday, November 12, 2020	Online	93	1
25.	CL377 E-Titling (Part 2)	Tuesday, October 27, 2020	Online	157	1
26.	CL376 Surveyors Identification Reports, A Legal Perspective	Wednesday, October 21, 2020	Online	186	1
27.	CL363 E-Titling	Thursday, October 08, 2020	Online	181	1
28.	EC1052 Social Media and Ethical Considerations for Lawyers	Monday, September 28, 2020	Online	127	1
29.	AMF2034 Annual Returns and Company Changes	Thursday, September 10, 2020	Online	175	1
30.	AMF2033 Registering a Business in Jamaica	Tuesday, August 25, 2020	Online	175	1
31.	AMF2032 Incorporating a Company in Jamaica	Monday, August 24, 2020	Online	119	1
32.	EC1050 The Ethics of Lawyer Wellbeing	Thursday, August 20, 2020	Online	36	1
33.	EC1051 Attorneys use of Online Mediation as an Option - Practical and Ethical Considerations	Thursday, August 13, 2020	Online	33	1
34.	AMF2030 Law Practice and Technology in the Covid 19 Context	Wednesday, August 05, 2020	Online	8	1
35.	EMF2015 Revisiting the General Legal Council's AML Guidance for the Legal Profession Part One (POCA)	Tuesday, July 28, 2020	Online	103	1
36.	CL375 Is there a Right to Lay Off Employees under the Employment and Redundancy Termination Act?	Tuesday, July 21, 2020	Online	88	1
37.	CL374 Statements from the Dock necessary or anachronism?	Thursday, July 16, 2020	Online	35	1
38.	AMF2031 Advanced Advocacy 101 Litigation Mediation and Arbitration in the age of COVID 19	Thursday, July 09, 2020	Online	34	1
39.	CL372 "Covid-19: Now and Beyond" Employment and Labour Law Implications	Thursday, July 02, 2020	Online	372	1
40.	EC1050 The Ethics of Lawyer Wellbeing	Thursday, June 25, 2020	Online	188	1
41.	EC1051 Attorneys use of Online Mediation as an Option - Practical and Ethical Considerations	Thursday, June 18, 2020	Online	182	1
42.	CL371 Domestic Violence Applications and Electronic Court Hearings during Covid-19	Thursday, June 11, 2020	Online	24	1
43.	AMF 2041 The Data Protection Act	Tuesday, June 09, 2020	Online	190	1
44.	CL370 Data Protection and Covid 19	Thursday, May 21, 2020	Online	928	1
45.	AMF2030 Law Practice and Technology in the Covid 19 Context	Tuesday, May 19, 2020	Online	939	1
46.	Administration of Justice	Tuesday, May 19, 2020	Online	599	1

	Course Title	Course Date	Venue	Total Number of Registrants	Total Number of sessions
47.	Force Majeure & Commercial Contracts	Tuesday, May 19, 2020	Online	596	1
48.	International Law	Tuesday, May 19, 2020	Online	596	1
49.	Civil Liberties	Tuesday, May 19, 2020	Online	596	1
50.	CL369 The Liberty of the Subject in a Pandemic"	Thursday, May 14, 2020	Online	939	1
51.	CL368 COVID-19 and the case for Occupational Health in Jamaica: Balancing life, livelihood and profit"	Tuesday, May 12, 2020	Online	974	1
52.	EC1043 Protection of Clients' Assets	Thursday, May 07, 2020	Online	1194	1
53.	EMF2024 What you need to know about the General Legal Council's Compensation Fund	Tuesday, May 05, 2020	Online	1059	1
54.	EC1049 Validity and Propriety of Asset Disposal by Will and Inter vivos-Attorneys Role & Responsibility	Thursday, April 30, 2020	Online	251	1
55.	CL364 The Employees Time Off Work All You Need to Know	Tuesday, April 28, 2020	Online	140	1
56.	EMF2021 The Changing Face of Legal Practice: New Technologies and the Law	Thursday, April 23, 2020	Online	188	1
57.	CL359 A New Approach to the Practice and Administration of Criminal Law	Tuesday, April 21, 2020	Online	56	1
58.	AMF2024 Procurement Law	Thursday, April 16, 2020	Online	52	1
59.	CL362 The Proposed Amendments to the Rent Restriction Act towards balancing the rights of Landlords and Tenants.	Tuesday, April 14, 2020	Online	82	1
60.	EC1039 Problems of Attorney Client Confidentiality in the Age of Electronic Communication 2019	Thursday, April 09, 2020	Online	128	1
61.	CL365 A Leap of Faith? Deconstructing the duty of good faith in commercial, insurance and employment contracts.	Tuesday, April 07, 2020	Online	63	1
62.	CL366 An Overview of the Medical Cannabis Industry and its Regulatory Regime	Thursday, April 02, 2020	Online	51	1
	TOTAL			18,245	62

APPENDIX C

**GENERAL LEGAL COUNCIL
CONTINUING LEGAL PROFESSIONAL DEVELOPMENT PROGRAMME**

	Apr 2013 – Mar 2014	Apr 2014 – Mar 2015	Apr 2015 - Mar 2016	Apr 2016 – Mar 2017	Apr 2017 – Mar 2018	Apr 2018 – Mar 2019	Apr 2019 – Mar 2020	Apr 2020 – Mar 2021
Income	J\$17.4m	J\$23.3m	J\$22.8m	J\$24.1	J\$22.5m	J\$26.1m	J\$23.4m	J\$32.1m
Expenses	J\$8.9m	J\$9.4m	J\$12.7m	J\$12.4m	J\$8.1m	J\$4.4m	J\$4.3m	J\$789,500
Net Contribution	J\$8.5m	J\$13.9m	J\$10.1m	J\$11.7	J\$14.4m	J\$21.7m	J\$19.1m	J\$31.3m
Number of Seminars	42	47	38	64	61	46	50	62
Attendees	5,667	6,995	7,530	9,565	8,961	10,612	10,920	18,245

FINANCIAL RETURNS APRIL 2013 – MARCH 2021

13. PRACTISING CERTIFICATE FEES

The following fee structure remained in effect:

Less than five years' standing	-	\$14,400.00
Five years' standing but less than fifteen	-	\$28,800.00
Fifteen years standing and over	-	\$43,200.00
Attorney-at-law who has retired from practice	-	\$10,000.00
Attorney-at-law in the first year of practice who applies for a practising certificate after September 1 in that year	-	\$7,200.00

It is estimated that there are Four Thousand Forty-One (4,041) attorneys on the roll. In 2020/2021 Two Thousand Four Hundred Ninety-Six (2,496) attorneys held practising certificates. The Council has published on its website, a list of attorneys who are entitled to

practise by virtue of their having paid their practising certificate fees. The Council also continues to work with the Chief Justice, the Registrar of Titles and other relevant departments to ensure that persons who are not entitled to practice are not allowed to do so.

14. APPLICATIONS FOR ENROLMENT

Applications for qualifying certificates were received from 146 persons and were approved as set out in Appendix I.

THE DISCIPLINARY COMMITTEE OF THE GENERAL LEGAL COUNCIL

The Disciplinary Committee of the General Legal Council has specific responsibility for the maintenance and enforcement of discipline in the legal profession by the examining and hearing of complaints laid against attorneys-at-law.

1. Members

The following persons are members of the Disciplinary Committee:

Mrs. Daniella Gentles-Silvera – Chairman	Mrs. Ursula Khan
Mrs. Pamela Benka-Coker, Q.C.	Mrs. Gloria Langrin
Ms. Delrose Campbell	Ms. Carlene Larmond Q.C.
Mr. Peter Champagnie, Q.C.	Mr. Jerome Lee
Mr. Jeffrey Daley	Ms. Annaliesa Lindsay
Miss Lilieth Deacon	Mr. Dane Marsh
Ms. Katherine Francis	Mrs. Debra McDonald
Mr. Sundiata Gibbs	Mr. Kevin Powell
Ms. Anna Gracie	Mr. Pierre Rogers
Mrs. Nadine Guy	Ms. Marjorie Shaw
Mr. Seyon Hanson	Mrs. Tana’ania Small Davis, Q.C.
Mr. Trevor Ho-Lyn	Ms. Sidia Smith
Ms. Althea Jarrett, Q.C.	

2. During the period under review, the following persons resigned or were not re-appointed at the end of the of the term 30th September 2020.

Mrs. Judith Cooper-Batchelor
Mr. Richard Donaldson
Mr. Christopher Kelman
Mrs. Margarette Macaulay
Mr. Charles Piper Q.C.
Mr. Michael Thomas

3. The following persons were appointed as members to serve on the Disciplinary Committee effective October 1, 2020:

Mr. Sundiata Gibbs

Mr. Seyon Hanson

Ms. Sidia Smith

4. **General Meetings**

During the period under review nine (9) general meetings of the entire body of the Disciplinary Committee were held as due to COVID we had no general meetings in April, and we do not usually have meetings in August and December.

Attendance by Members at Monthly General Meetings			
Names	Times Possible	Times Present	Times Excused
Mrs. Daniella Gentles-Silvera	9	9	-
Mrs. Pamela Benka-Coker, Q.C.	9	-	1
Miss Delrose Campbell	9	7	2
Mr. Peter Champagnie Q.C.	9	7	1
Mrs. Judith Cooper- Batchelor	4	2	
Mr. Jeffrey Daley	9	5	2
Miss Lilieth Deacon	9	2	4
Mr. Richard Donaldson	4	-	4
Ms. Katherine Francis	9	3	1
Miss Anna Gracie	9	7	-
Mrs. Nadine Guy	9	6	2
Mr. Trevor Ho-Lyn	9	6	3
Ms. Althea Jarrett Q.C.	9	5	1
Mr. Christopher Kelman	4	-	2
Mrs. Ursula Khan	9	4	4
Ms. Carlene Larmond Q.C.	9	5	3
Mrs. Gloria Langrin	9	6	1
Mr. Jerome Lee	9	8	-
Ms. Annaliesa Lindsay	9	7	1
Mrs. Margarette Macaulay	4	2	1
Mr. Dane Marsh	9	5	1

Mrs. Debra McDonald	9	8	1
Mr. Charles Piper, Q.C.	4	-	-
Mr. Kevin Powell	9	8	1
Mr. Pierre Rogers	9	5	2
Ms. Marjorie Shaw	9	4	-
Mrs Tana'ania Small Davis Q.C.	9	5	-
Mr. Michael Thomas	4	2	-
Sundiata Gibbs	5	5	-
Seyon Hanson	5	5	-
Sidia Smith	5	4	-

5. **Summary of Complaints 1st April 2020 to 31st March 2021**

Complaints pending as of the 1 st of April 2020 -	361.
Complaints in which Judgments are outstanding as at 1 st April 2020	89
New Complaints filed between 1 st April 2020 to 31 st March 2021	<u>193.</u>
Total pending and new complaints	643
Number of complaints considered at general meetings	
(a) Complaints where no prima facie case found -	108
(b) Complaints where prima facie case found and matter sent to hearing -	106
(c) Complaints where application for withdrawal granted -	13
(d) Complaint deferred to next meeting	<u>4</u>
Total number of complaints considered at General Meeting	231
Complaints dealt with at hearings:	
(a) Number of complaints withdrawn -	74
(b) Number of complaints dismissed -	68
(c) Number of complaints upheld -	<u>29</u>
TOTAL number of complaints dealt with at hearings -	171.

Number of complaints disposed of between 1st April 2020.
to 31st March 2021 at general meetings and at hearings
[add a & c & total # of complaints dealt with at hearings] 292

- * Total number of complaints pending as of the 1st of April 2021 - 351.
(Inclusive of outstanding Judgments of 108) [643-292]
- * Outstanding judgments as of the 31st of March 2021 - 108
- * Part heard matters as of the 31st of March, 2021 of the total number of - 43
complaints pending above

6. With the Covid19 pandemic most of the hearings by the Disciplinary Committee were done by Zoom which continues to date. Prior to Covid19 the hearings were done in person save for complainants who resided overseas who were permitted to attend by video link which was allowed for under the Rules governing the Disciplinary Committee. The Zoom hearings have for the most part been successful. There are some disadvantages however such as not seeing persons in the flesh who are giving evidence so at times it has been difficult to properly assess their demeanor; some of the complainants and witnesses do not have strong and fast enough internet therefore, hearings are often disrupted and some complainants have expressed concern over the expense they have to meet to attend these hearings by zoom as they have to pay for internet access or data plans for their phones. We have conducted at times hearings in person ensuring at all times that the Covid protocols established were followed. We hope to be able to shortly resume physical hearings.

7. **Attorneys who have been Struck Off/Suspended**

Between the 1st of April 2020 to 31st March 2021 the following Attorneys were suspended from practice and/or struck off the Roll.

<u>Struck off</u>	<u>Date</u>
William Anthony Pearson	18.6.20
Arlene Gaynor	18.8.20
Rudolph Muir	31.10.20
Howard Lettman	5.12.20
Graceann Cameron	16.12.20
Arlean Beckford	23.1.21

<u>Suspended</u>	<u>Date</u>	<u>Length of Suspension</u>
-------------------------	--------------------	------------------------------------

Mr. Drew St'Clair	27 th July 2020	6 months
Mr. Maurice Frankson	13 th August 2020	2 years or until he delivers to the General Legal Council outstanding Accountant's Reports
Mr. Dwight Reece	18 th August 2020	4 months (on appeal)
Mr. Robert Bloomfield	5 th September 2020	6 months
Mr. H. Charles Johnson	19 th September 2020	19 th September 2020 – 31 st December 2020
Mr. Anthony Pearson	26 th September 2020	6 months
Mr. Rudolph Muir	30 th September 2020	1 year or until he delivers Accountant's Report for 2013

8. Costs and Fines Orders during the period of review

Costs Ordered by the Disciplinary Committee	\$2,170,000.00
Fines Ordered by the Disciplinary Committee	\$1,225,000.00

Costs and Fines collected by the General Legal Council during the period of review.

Costs collected to date \$320,000.00.

Fines collected to date \$375,000.00

9. AS AT 28th MAY 2021 THERE ARE 31 OUTSTANDING APPEALS AGAINST THE GENERAL LEGAL COUNCIL AS SET OUT BELOW:

- 1) **Oswest Senior-Smith v The General Legal Council (exp. Lisa Palmer Hamilton) (Miscellaneous Appeal No. 6 of 2016)**
- 2) **Richard D. Bonner v The General Legal Council – MA No. 97/2017 (Exp. Dr. Opal Gibson-Corbin)**
- 3) **Gregory Lopez v The Disciplinary Committee of the General Legal Council (Paul Black) – Misc. Appeal No. 27 of 2017**
- 4) **Arlean Beckford v The General Legal Council (Exp. Loretta Henry Grant)**
- 5) **Norman Samuels v The General Legal Council – MA 5/2016 (formerly 85/2016)**

- 6) **Harold Brady v The General Legal Council – Civil Appeal No. MA 01/2017 (Exp. Factories Corporation)**
- 7) **Michael Lorne v The General Legal Council – Misc. Appeal No. 3 of 2017**
- 8) **Don Foote v The Disciplinary Committee of The General Legal Council (Amy Robinson) (Miscellaneous Appeal No. 2 of 2018)**
- 9) **George Jeffrey v Leroy Equiano (Miscellaneous Application No. 7 of 2018)**
- 10) **Minette Lawrence v The General Legal Council (Miscellaneous No. 8/2018)**
- 11) **Jerome Dixon v The Disciplinary Committee of the General Legal Council – Civil Appeal No. 109 of 2018**
- 12) **Gorstew Limited v The General Legal Council (Garth McBean) – Application No. COA2019 App00244 (Miscellaneous Appeal No. COA 2019 00001)**
- 13) **Gorstew Limited v General Legal Council (Raymond Clough) (Miscellaneous Appeal No. COA 2019 MS00002)**
- 14) **Gorstew Limited v General Legal Council (Roald N.A. Henriques, Q.C.) - Application No. COA 2019 App 00243 (Miscellaneous Appeal No. COA 2019 MS00003)**
- 15) **Leroy Equiano v The General Legal Council and Burchell Melbourne (Appeal No. COA 2019 MIS00004)**
- 16) **Joseph Allen v The Disciplinary Committee of the General Legal Council SCCA 159/2012.**
- 17) **Debayo Ayodele Adedipe v Kemisha Gregory Exparte General Legal Council (Miscellaneous Appeal No. COA2019 MS00008)**
- 18) **Don Foote v The General Legal Council (COA2019 MS00009) (exparte Janet Russell)**
- 19) **Don Foote v The General Legal Council (Miscellaneous Appeal No. COA2019 MS00010)**

- 20) **Donald Gittens v The General Legal Council (COA 2019 MS 00011)**
 - 21) **Debby-Ann Samuels v The General Legal Council (COA2019 MS00012)**
 - 22) **Carlene McFarlane v The General Legal Council (SCCA NO. COA 2020 MS00004)**
 - 23) **Ronald Paris v The General Legal Council – (COA 2020 MS00002)**
 - 24) **Khadine Dixon v The General Legal Council (Exp. Dr. Otegbola Ojo) (COA 2020 MS00006) –**
 - 25) **Jerome Dixon v The General Legal Council (Exp. Dr. Otegbola Ojo) (COA 2020MS00005)**
 - 26) **Jerome Dixon v The General Legal Council (Exp. Janet Morrison)- COA 2021 MS004**
 - 27) **Dwight Reece v The General Legal Council (SCCA NO. 2020 MS00003)**
 - 28) **Angella Smith v General Legal Council Exparte Fay Chang Rhule (Miscellaneous Appeal No. COA 2021 MS0002)**
 - 29) **Michael Lorne v The General Legal Council (Exparte Howard Love)- COA 2021 APP 00003**
 - 30) **O’Rielly Henry v The General Legal Council (Ex parte Jacqueline Cummings) (COA 82 of 2020)**
- 10. The following 5 Appeals were heard, and decisions given or otherwise dealt with during the period under review.**
1. **Laurel Washington-Turner v General Legal Council – Appeal Dismissed**
 2. **Donald Panton v The General Legal Council (ex parte Linton Walters) (Appeal No. COA 2019 MS 0005) – Appeal Withdrawn**

3. **Hopeton Clarke v The General Legal Council (Miscellaneous Appeal No. COA2019 MS00007) – Appeal Dismissed**
4. **Abraham Dabdoub v The General Legal Council (SCCA NO. COA 2020 CV 0060) – Appeal Withdrawn**
5. **Ranique Patterson (Owen Crosbie) v Disciplinary Committee of the General Legal Council and Norman Godfrey (SU 2021 CV 00474) - Withdrawn**

Dated the 21st day of June 2021.

**CHAIRMAN OF THE DISCIPLINARY
COMMITTEE OF THE GENERAL LEGAL COUNCIL**

A statement of the Council's Income and Expenditure for the period 1st April, 2020 to 31st March, 2021 which is extracted from its audited Financial Statement is set out below:

<u>INCOME</u>	<u>₹</u>
Practising Certificate Fees	77,764,141
CLPD	36,060,838
Interest on Fixed Deposit	1,452,500
Fines	1,901,174
Other	<u>1,775,292</u>
	118,953,945
Administrative and General	<u>(87,235,058)</u>
Total Comprehensive Income for the year	<u>31,718,887</u>
<u>EXPENDITURE:</u>	
Advertising	566,704
Audit and accounting fees	770,000
Bad debt	-
Bank charges	1,372,707
Depreciation	2,980,290
Donation	10,700
Electricity	2,906,908
Insurance	202,674
Irrecoverable GCT	1,589.752
Legal and professional fees	8,292,417
Loss on disposal	-
Meeting expenses	71,185
Office expenses	965,675
Office Rent	5,523,392
Printing, stationery and postage	1,516,933
Repairs and maintenance	2,623,366
Salaries, wages and related costs	50,073,975
Security	3,274,807
Staff welfare	1,985,113
Staff training	-
Telephone	2,278,045
Travel and accommodation	186,000
Uniforms	<u>44,415</u>
	<u>87,235,058</u>

APPENDIX I

1. Adrian, Tashoy Diandra
2. Allen, Courtni Ann Camelia
3. Answer, Tatiana Anastasia
4. Arnold, Shavaniese Melissa
5. Austin, Tia Marie
6. Bennett, Anna-Kaye Allison
7. Bennett, Laurel Nicola
8. Blake, Davia Devena
9. Blake, Tia Timera
10. Boothe, Arna Antoinette
11. Bowden, Shannique Toni-Anne Chante'
12. Bowen, Renee Antoinette Marie
13. Brandford Sherricca Michellee
14. Bridgewater, Kai Andre Lawson
15. Brooks, Christine Yadean
16. Brown, Crystal Abbegale
17. Brown, Kimberley Kerry-Ann
18. Brown, Nassalie Marjorie
19. Brown, Rojaw Leslie
20. Brown, Tehri-Ann Sarah
21. Browne, Luke Anthony
22. Bruce, Danielle Dain Richardo
23. Bryan, Sophia Deborah
24. Burton-Steer Antoinette Elizabeth
25. Carter, Joy
26. Clough, Mireille Patricia
27. Cole-Taylor, Carmelia Clair
28. Cox, Afryea Adeola
29. Davidson, Kadian Shanae'
30. Davidson, Kaedeen Shania Delrose
31. Dawkins, Peta-Shea Antonnian
32. Dixon, Alecia Samantha
33. Douglas, Tajera Lisa-Vashtee
34. Drummond-Campbell, Gleninsha Georgia
35. Dwyer, Jonathan Arturia St. Aubyn
36. Elliott-Williams, Brittney Xavier Nasya
37. England, Egbert David
38. Ferguson, Marissa Grace-Ann Ashley
39. Francis, Melesia Nicola
40. Francis, Shantelle Wendy-Mae
41. Fraser Alexidene Orlandra
42. Gentles-Palmer, Karlene Phyllis
43. Golding, Shanique Kadeen
44. Golding Jenkins, Delpharine Rose Marie
45. Goss, Deandra Shinell
46. Graham, Jhawn Gilroy
47. Green, Chante' Monique
48. Green, Shanese Amoni
49. Griffiths, Primrose Abbigay
50. Harrison, Cammesha Cordealla
51. Haynes, Suejen Marie
52. Henry, Abigail Chubbeth
53. Henry, Allayne Ashleigh
54. Henry, Chian Aline Rosemarie
55. Henry, Georgia Alreika
56. Henry, Keneil Wardell
57. Hylton, Khadine Natoya
58. Hylton, Konrad Roderick St. Michael
59. Ilgner, Opal Clara (6 Months applicant)
60. Innis, Ashley Abergail
61. James, Khadijah Hu-Ann Melique
62. Johnson, Britney-Lee Allana
63. Johnson, Natisha Theodothia
64. Johnson, Shanelle Shadonia Petrina
65. Johnson, Shaniqua Antoinette
66. Jonas, Dewayne Anthony
67. Jonas, Feleca Angelee
68. King, Halle Taylor
69. Kirkland, James-Erle Allistir
70. Kirkland, Stacy-Ann Gennile
71. Lawrence, Sheika Alicia
72. Layne, Ann-Marie Amanda

73. Linton, Andrea Ann Marie
74. Llewellyn, Loydette Jodi
75. Mair, Ashley Tamerra
76. Makhijani, Gaurica Prakash
77. Malcolm, Bobbie-Ann Alicia
78. Malcolm, Charah Juelle
79. Manning, Tavion Tamera
80. Marrit, Nordia Shalamar
81. Martin, Jonada
82. Matalon, Karina Antoinette
83. Mayne, Melissa Anndrene
84. McDonald, Gary Ackeem
85. McKen, Karl Andrew
86. McMillan, Darneila Kameka Juenelle
87. McNamee, Roxanne Ophelia
88. Miller, Kevon Omar
89. Mills, Joanna
90. Minott, Victoria Analiese
91. Monelal, Jackie Jean
92. Mullings, Shantel Shanike
93. Myers, Claudette May
94. Myrie, Mecklar Simone
95. Nelson, Sean Andreas
96. O’Gilvie, Syl-Don Rothaniel
97. O’Meally, Kimberley Roni-Ann
98. O’Meally, Nolanda Glenique
99. Oke, Yetunde Adebola
100. Owens, Ruth-Ann Natalie
101. Palmer, Matthew Stuart Orlando
102. Palmer, Stephen Paul St. Patrick
103. Parchment, Kerry-Ann Dian
104. Peccoo, Jana Laneshia
105. Phillips, Carole Antoinette
106. Pinnock, Abigale Trevecia
107. Pinnock, Avonia Elizabeth
108. Pinnock, Janoi Colin
109. Porter, Owen Anthony
110. Pusey, Ashley Shamar Christiana
111. Reid, Caleigh Amdru
112. Reid, Geoffery Lynval
113. Reid, Terryka Nyiokia
114. Richardson, Carol Marie
115. Richmond, Cory Adam
116. Roberts, Winston Richard
117. Robinson, Simone Denise Marjorie
118. Roye, Duncan Lindo
119. Samuels, Henroy Udane
120. Scott, Joerio Eustace
121. Scott, Shannon Tamera Ashleigh
122. Shaw, Kelisha Patrice
123. Smalling, Crystal Andriana
124. Smith-Anderson, Tricia Ann-Marie
125. Spence, Shaveen Rhadika Andrika
126. Sterling-Johnson, Dellisha Etesia
127. Stewart, Douglas Anthony St. Patrick
128. Stewart, Tashana-Lee Tiffany
129. Taylor, Evon Lloyd
130. Thompson, Maurine Elizabeth
131. Thompson, Sashawana Jodi-Ann
132. Troupe, Norris Bryan
133. Vidal, Alecia Kimberley
134. Walters, Andre’ O’Brien
135. Weir, Racine Brandi-Kae
136. Wheeler Shanice Tasha-Gaye
137. White, Ruth-Anne Noelene
138. White, Shantae Jodine
139. Whittle, Deseree Ann
140. Whyte Walters, Andria Delmera
141. Willacy, Sandra Annmarie
142. Williams, Germaine Jason
143. Wilson, Kandace Annahue
144. Wilson, Travis Rudolph
145. Wynter, Antoinette Patrice
146. Wynter, Chad Douglas

CHAIRMAN:

SECRETARY:

DATE: