

## **City of London Law Society – Corporate Crime and Corruption Committee**

Minutes of a meeting of the 11 September 2018 at Reed Smith, The Broadgate Tower, 20  
Primrose Street, London, EC2A 2RS

### **Present:**

Eoin O'Shea (Chair): *Reed Smith*  
Barry Vitou: *Greenberg Traurig*  
Chris Roberts: *Mayer Brown* (for Alistair Graham)  
David Corker: *Corker Binning*  
Davina Given: *RPC*  
Jeremy Summers: *Osborne Clarke*  
Jonathan Pickworth: *White & Case*  
Matthew Getz: *Boies, Schiller & Flexner*  
Omar Qureshi: *CMS Cameron McKenna*  
Nick Benwell: *Simmons & Simmons*  
Rodney Warren: *Warren's Law and Advocacy*  
Roger Best: *Clifford Chance*  
Sarah Wallace: *Irwin Mitchell*  
Satnam Tumani: *Kirkland & Ellis*  
Susannah Cogman: *Herbert Smith Freehills*  
Simon Joyston-Bechal: *Turnstone Law*  
Tony Woodcock: *Stephenson Harwood*

### **In attendance:**

Kevin Hart: *CLLS*  
Laura-May Scott: *Reed Smith*

### **Apologies:**

Alistair Graham: *Mayer Brown*  
Andrew Keltie: *Baker & McKenzie*  
Angela Pearson: *Ashurst*  
Arnondo Chakrabarti: *Allen & Overy*  
Barry Donnelly: *Macfarlanes*  
Caroline Wojtylak: *Skadden, Arps, Slate, Meagher & Flom*  
Daren Allen: *Dentons UKMEA*  
David Hobart: *CLLS*  
Louise Delahunty: *Cooley*  
Ryan Junck: *Skadden, Arps, Slate, Meagher & Flom*  
Sam Eastwood: *Norton Rose*  
Satinder Dogra: *Linklaters*

## **1. Apologies**

The Chair gave apologies for those who were not able to attend the meeting.

## **2. Minutes of the last meeting**

The Minutes of the last meeting (17 July 2018) were approved. The Chair directed for the Minutes be filed on the CLLS website 24 hours after the meeting, providing Committee members not present with additional time to send any final comments on the draft.

## **3. Simon York and Richard Vause of HMRC**

Prepared remarks were given by Mr Simon York and Mr Richard Vause of HMRC. A roundtable discussion ensued on the subject of Part 3 of the Criminal Finances Act 2017 in particular. The Chair expressed the gratitude of the members to Mr York and Mr Vause.

## **4. Privilege: SFO v ENRC**

The Chair provided the meeting with analysis of *SFO v ENRC* in the Court of Appeal. The Committee discussed the implications and practical considerations of the decision on the law of privilege following the decision and considered whether the SFO would appeal to the Supreme Court.

## **5. Practice / Legal updates: KBR v SFO**

The Committee discussed *KBR v SFO* in the Administrative Court, relating to notices issued under s2(3) of the Criminal Justice Act 1987. Barry Vitou provided his analysis. The decision was discussed and debated by members.

## **6. S.2 interview practices**

The Chair explained that s.2 interview practices was a standing agenda item and he encouraged those in attendance to share (on an anonymous basis) any recent experiences of s.2 interviews and in particular any poor practices by investigators.

## **7. Consultation: SAR Regime – deadline 5/10/2018**

The Chair reminded the Committee of the 5 October deadline. The Chair explained that there was a small sub-committee assisting with the response on behalf of this Committee and there would be coordination with the Law Society's response.

## **8. Guest Speakers: Lisa Osofsky 11/12/2018**

The Chair reminded the Committee that Lisa Osofsky of the SFO would be addressing the Committee on 11 December 2018.