

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

Minutes of a meeting of the 7 September 2021, carried out remotely, via video-conference  
8:30 – 9:05

### **Present:**

Eoin O'Shea (Chair): *CMS*  
Andrew Katzen: *Hickman & Rose*  
Michelle de Kluyver: *Addleshaw Goddard*  
Judith Seddon: *Ropes & Gray*  
Tom Epps: *Cooley*  
Neil Blundell: *Macfarlanes*  
Rosanne Kay: *Reed Smith*  
Pamela Reddy: *Norton Rose Fulbright*  
Sam Eastwood: *Mayer Brown*  
Eve Giles: *Allen & Overy*  
Elly Proudlock: *Linklaters*  
Louise Hodges: *Kingsley Napley*  
Roger Best: *Clifford Chance*  
Susannah Cogman: *Herbert Smith Freehills*

### **In attendance:**

Amy Wilkinson (Secretary): *CMS*

#### **1. Minutes and apologies**

The Chair noted apologies from members and reminded members that the minutes of the previous meeting had been circulated and invited comments. Subject to any comments, the minutes would be finalised and filed within 24 hours.

#### **2. Pre-Interview Disclosure & Interview Practices**

Members discussed recent experiences, including the SFO's approach to scheduling interviews and progression of investigations. Members also discussed recent comments by David Green QC about SFO funding and recruitment activities at the SFO and other regulators.

#### **3. Practice / Legal updates**

The Chair highlighted the recent privilege case of *State of Qatar v Banque Havilland SA*, which ruled that litigation privilege was not available to the claimant for internal investigation reports prepared by an accountancy firm.

#### **4. Consultations and legislation**

The Chair thanked Pamela Reddy, Rosanne Kay and Michelle de Kluyver for their contributions to the response to the Law Commission consultation on corporate criminal liability, which had been submitted. The Chair said he expected the Law Commission would make their recommendations by the end of the year.

The Chair mentioned a consultation by HM Treasury on proposed changes to the Money Laundering Regulations and asked if members could review and consider if there were any questions to which the Committee should respond. Susannah Cogman explained the scope of the consultation / call for evidence.

The Chair noted that there had not been any further developments on the economic crime levy but believed it tied in with the reform of the anti-money laundering and SAR regime.

#### **5. Future guest speakers**

The Chair said that he continued to pursue Lucy Frazer (Solicitor General) as a potential future speaker but invited suggestions for future guest speakers from members.

#### **6. Membership**

The Chair noted that there would be opportunity for new members to join at the end of the year (typically November to January) and asked members to consider any potential applicants with an appropriate degree of seniority, experience and reputation.

#### **7. AOB**

The Chair confirmed that he had submitted two nominations for the lifetime achievement award: Colin Passmore and Lord Collins.

No other business was raised.

**7 September 2021**