

City of London Law Society – Corporate Crime and Corruption Committee

Minutes of a meeting of the 15 July 2021, carried out remotely, via video-conference
8:30 – 9:40

Present:

Eoin O'Shea (Chair): *CMS*
Rosanne Kay: *Reed Smith*
Simon Joyston-Bechal: *Turnstone Law*
Davina Given: *RPC*
Pamela Reddy: *Norton Rose Fulbright*
Louise Hodges: *Kingsley Napley*
Sarah Wallace: *Constantine Law*
Louise Delahunty: *Consultant*
Matthew Getz: *Boies Schiller Flexner*
Stephen Gentle: *Simmons & Simmons*
Roger Best: *Clifford Chance*
Eve Giles: *Allen & Overy*
Jeremy Summers: *Osborne Clark*
Susannah Cogman: *Herbert Smith Freehills*

In attendance:

David Hobart: *CLLS*
Amy Wilkinson (Secretary): *CMS*

1. Minutes and apologies

The Chair noted apologies 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 their experiences of recent regulatory interviews.

3. Practice / Legal updates

Members commented on recent relevant legal developments.

4. Consultations and legislation

There was a detailed discussion on the subject of the Law Commission's consultation on corporate criminal liability. Members gave a range of views on some of the issues raised in the consultation paper, including whether the identification principle needed to be reformed and consideration of other international approaches to corporate criminal liability. The majority of the views initially expressed were to the effect that the identity principle was preferable to the alternatives being mooted by the Law Commission and others

It was agreed that a working group would be formed to prepare a formal response to the consultation, with a draft response to be circulated to the full committee prior to submission. The WG would include the Chair. Volunteers were sought and included Pamela Reddy, Rosanne Kay and Michelle de Kluyver (who had previously indicated an interest in assisting).

5. Future guest speakers

The Chair invited suggestions for future guest speakers.

6. Membership

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

7. AOB

No other business was raised.

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