

**Administrative Resolution No. (51) of 2022**  
**Adopting the Bylaws Concerning**  
**the Registration of Advocates and Legal Consultants**  
**in the Emirate of Dubai**

**The Director General of the Government of Dubai Legal Affairs Department,**

After perusal of:

Article (5/15) of Law No. (32) of 2008 Establishing the Government of Dubai Legal Affairs Department which provides for the Department's functions to license the advocacy and legal consultancy profession and advocacy and legal consultancy firms, monitor their practice, and issue the required regulations, bylaws and resolutions for this;

Law No. (8) of 2016 Granting the Capacity of Judicial Officer in the Government of Dubai and its Implementing Bylaw;

The powers vested in the Government of Dubai Legal Affairs Department to regulate the advocacy and legal consultancy profession and issue bylaws and instructions pursuant to Articles (2) and (14) of Executive Council Resolution No. (22) of 2011 Concerning Fees and Fines Prescribed for the Advocacy and Legal Consultancy Profession in the Emirate of Dubai;

Administrative Resolution No. (233) of 2015 Adopting the Bylaw Concerning the Registration of Advocates in the Emirate of Dubai and its amendments; and

Administrative Resolution No. (234) of 2015 Adopting the Bylaw Concerning the Registration of Legal Consultants in the Emirate of Dubai and its amendments,

**Does hereby issue the following Resolution:**

**Article (1)**

By virtue of this resolution, the attached "Bylaw Concerning the Registration of Advocates in the Emirate of Dubai" and "Bylaw Concerning the Registration of Legal Consultants in the Emirate of Dubai", annexed to this Resolution, together with the rules and procedures set out therein, shall be adopted.

### Article (2)

This Resolution supersedes the aforementioned Administrative Resolutions No. (233) of 2015 and No. (234) of 2015, notwithstanding that all resolutions and instructions issued pursuant to those Resolutions remain in force to the extent such resolutions and instructions do not conflict with the provisions of this Resolution.

### Article (3)

This Resolution shall be published in the Official Gazette and shall take effect from the date of its publication.

**[Signed]**

**Dr. Lowai Mohamed Khalfan Belhoul**

**Director General**

**Issued in Dubai on:** 21 December 2022

**Corresponding to:** 27 Jumada Al-Uola 1444

## First: The Bylaw concerning the Registration of Advocates in the Emirate of Dubai

### Article (1)

#### Title of the Bylaw

This Bylaw shall be known as the “**Bylaw concerning the Registration of Advocates in the Emirate of Dubai**”.

### Article (2)

#### Definitions

The following words and expressions, wherever they appear, shall have the meaning set out opposite each of them, unless the context states otherwise:

- UAE** : The United Arab Emirates.
- Emirate** : The Emirate of Dubai.
- Department** : The Government of Dubai Legal Affairs Department.
- Director General** : The Director General of the Department.
- Resolution** : Executive Council Resolution No. (22) of 2011 Concerning Fees and Fines Prescribed for the Advocacy and Legal Consultancy Profession in the Emirate of Dubai.
- Roll** : The paper or electronic record maintained by the Department for the Registration of Advocates and recording their categories and particulars pursuant to the provisions of Article (5) of this Bylaw.
- Registration** : The registration of an Advocate on the Roll.
- Advocate** : A natural person registered on the Roll under the category of the practising advocates, unless provided that such person is registered in the category of non-practising advocates.
- Dubai Courts** : Courts of First Instance, Court of Appeal, and Court of Cassation
- Advocacy** : Procedures taken such as filing claims and submitting verbal or written statements of defence, before Dubai Courts and other judicial entities in the Emirate, which includes free zones, and the Dubai International Financial Centre.
- Firm** : An advocacy firm licensed by the Department and the competent authorities in the Emirate.

- Profession** : The provision of Legal Services to the public.
- Legal Services** : The Legal Services which an Advocate is authorised to provide in the Emirate, including but not limited to Advocacy; representing other parties before Dubai Courts, judicial bodies, security departments, arbitration and conciliation tribunals and centres, and administrative entities; providing legal opinion and advice; drafting contracts; registration and winding up of companies; concluding settlements; and other legal services.

### Article (3)

#### Scope of Application

- A- This Bylaw shall apply to Advocates registered on the Roll maintained by the Department as well as persons authorised to undertake Advocacy pursuant to the rules and requirements determined by the Department.
- B- This Bylaw does not apply to persons who provide Legal Services in their capacities as employees of Government entities, organizations, companies or other entities which do not provide Legal Services to the public.

### Article (4)

#### Powers and Duties of the Department

For the purpose of implementing this Bylaw, the Department shall have the following powers and duties:

- 1- Setting the requirements and rules that must be fulfilled and the procedures that must be followed for the Registration of Advocates in the Emirate and to regulate the amendments to their Registration on the Roll;
- 2- Deciding on applications for Registration, renewal of Registration, reinstatement of Advocates on the Roll, and the amendments to the particulars of their Registration, in accordance with the requirements and procedures set in this regard;
- 3- Deciding on temporary Advocacy permit applications from advocates not Registered with the Department on the Roll to appear before Dubai Courts, in accordance with the requirements and procedures set in this regard;
- 4- Compiling the Roll, organising it into categories and determining the particulars required to be entered on the Roll;

- 5- Transferring Advocates registered on the Roll from one category to another in accordance with the requirements and procedures set in this regard;
- 6- Issuing identification cards to Advocates registered on the Roll in the category of practising Advocates;
- 7- Setting the rules for suspending Advocates from practising the Profession or cancelling their Registration on the Roll in accordance with the legislation regulating the Profession, the bylaws, resolutions and instructions issued by the Department;
- 8- Recording, receiving and investigating violations and complaints made against practitioners of the Profession and taking the necessary actions in this regard;
- 9- Imposing penalties prescribed by this Resolution on persons found in violation of its provisions or any provisions of the bylaws, resolutions and instructions issued by the Department;
- 10- Preparing and implementing the necessary programmes required for qualifying and training Advocates registered on the Roll;
- 11- Preparing the forms required for implementing provisions of this Bylaw; and
- 12- Any other duties falling within the Department's powers relevant to the Registration of Advocates in the Emirate.

## Article (5)

### The Roll

The Department must establish a Roll in which the following two categories shall be registered:

- 1- Practising Advocates, who are registered on the Roll and authorised to practise the Profession in the Emirate through a Firm; and
- 2- Non-practising Advocates, who are registered on the Roll and not authorised to practise the Profession in the Emirate.

## Article (6)

### Practising the Profession

No person may practise the Profession in the Emirate or hold themselves out to be an Advocate, unless such person holds a valid Registration on the Roll in the category of practicing Advocates and practises through a Firm.

## Article (7)

### Requirements for the Registration of an Advocate on the Roll

- A- An applicant for Registration on the Roll in the category of practising Advocates must meet the following requirements:
- 1- Be a UAE national;
  - 2- Be of full legal capacity;
  - 3- Be of good character and conduct, and have not been convicted of an offence involving a breach of honour or trustworthiness, unless the applicant has been pardoned or rehabilitated;
  - 4- Have obtained one of the following:
    - (a) An undergraduate university degree in law, or equivalent, from an educational institution recognised by the competent authority in the Emirate or the UAE;
    - (b) An academic qualification in law, in addition to a valid professional membership from the jurisdiction in which the applicant is authorised to provide Legal Services;and in all cases, all qualifications must be duly attested.
  - 5- Passed the relevant training period required for registration at the UAE Ministry of Justice, or meet the requirements prescribed by the Department in this regard;
  - 6- Work through a licensed Firm in the Emirate or any of the Emirates of the UAE pursuant to the rules set by the Department in this regard;
  - 7- Work full time in the Firm and not to practise any other professional activity except for teaching or training in one of the legal disciplines or legal professions;
  - 8- Not to practice any commercial activity in addition to working in the Firm, pursuant to the criteria, conditions and rules set forth by the Department in this regard;
  - 9- Pay the fees prescribed for the Registration of Advocates in accordance with the procedures adopted by the Department in this regard;
  - 10- Any other requirements set by the Department in coordination with the competent judicial bodies in the Emirate in relation to requirements for Advocacy before Dubai Courts; and
  - 11- Any other requirements set by the Department pursuant to the bylaws, resolutions and instructions issued by the Department.
- B- In the event that an Advocate ceases to meet any of the Registration requirements provided for in paragraph (A) of this Article, their Registration will be struck off, or transferred to the

category of non-practising Advocates, as the case may be, pursuant to the rules and the procedures set by the Department in this regard.

#### Article (8)

##### Registration on the Roll in the Non-Practising Category

The Department may accept applications for Registration on the Roll for the first time in the category of non-practising Advocates pursuant to the rules and requirements set by the Department in this regard.

#### Article (9)

##### Exemption from Certain Requirements

Notwithstanding clause (5) of paragraph (A) of Article (7) of this Bylaw, a UAE National who falls within one of the following categories may be registered on the Roll in the category of practising Advocates:

- 1- Anyone who has previously worked as a judge or a member of the Public Prosecution for at least **one (1) year**;
- 2- Faculty members of any legal discipline who hold a doctorate degree in law; and
- 3- Anyone who has worked in the legal field and been employed by public institutions federal or local in the UAE, or any other entities recognised by the Department for **at least two (2) years**,

and in all cases, without prejudice to the rules set by the Department in this regard.

#### Article (10)

##### Registration of Non-UAE Advocates

A- The Department may, upon application by a Firm operating in the Emirate, register a non-UAE national Legal Consultant on the Roll in the category of practising Advocates provided that they meet the requirements stipulated in Clauses (2), (3), (4), (6), (7), (8), (9) and (10) of paragraph (A) of Article (7) of this Bylaw, in addition to the following requirements:

- 1- The applicant must have worked previously as a judge or a member of public prosecution for a minimum of fifteen (15) years;
- 2- The applicant must hold a valid residency in the UAE, and an employment contract with the Firm through which they practise the profession;

- 3- The Firm must provide grounds for the application to register a non-UAE national Legal Consultant, such as an increase in workload and the specific skills and experience the non-UAE national Legal Consultant have; and
  - 4- Any other requirements set by the Department.
- B- In the event that a non-UAE national Advocate ceases to be employed by the Firm through which they previously practiced the Profession, or the grounds which necessitated their registration as an Advocate in the Firm no longer exist, their Registration on the Roll shall be cancelled.

### Article (11)

#### Term of Registration on the Roll

The term of Registration on the Roll in the category of practising Advocates shall be one (1) year, renewable for equal periods.

### Article (12)

#### Oath of the Profession

- A- An Advocate may not practise the Profession in the Emirate unless they take the following Oath:
- “I solemnly swear by Almighty God, to perform my duties in accordance with the legislation in force in the Emirate of Dubai, to safeguard my client's rights honestly and faithfully and to uphold the traditions and ethics of the advocacy profession”.**
- B- Before proceeding with advocacy work, an Advocate who has a right of audience before the Court of Cassation shall take the Oath before any of the circuits of the Court. An Advocate who has a right of audience before other courts shall take the Oath before any of the circuits of the Court of Appeal.
- C- The taking of the Oath shall be evidenced in minutes, a copy of which shall be kept in the Advocate's file in the Department.

### Article (13)

#### Requirements for Registration Renewal

- A- The Advocate must renew their Registration on the Roll within the last month prior to the expiration date of Registration. To renew their Registration, the Advocate must:
- 1- Submit an application for renewal of Registration;



- 2- Meet all the requirements for Registration stipulated in paragraph (A) of Article (7) of this Bylaw. However non-UAE national Advocates registered with the Department upon entry into force of this Bylaw shall be exempted from Clause (1) of the above mentioned Article, as well as non-UAE national Advocates registered with the Department pursuant to the provisions of Article (10) of this Bylaw;
  - 3- Meet the requirements of professional development as set by the Department;
  - 4- Pay the fees prescribed for the renewal of Registration in accordance with the procedures approved by the Department in this regard; and
  - 5- Any other requirements set by the Department pursuant to the bylaws, resolutions and instructions issued by the Department.
- B- In the event that an Advocate fails to renew their Registration within the period specified in paragraph (A) of this Article without a reason acceptable to the Department, the Advocate shall be subject to the penalties as prescribed in the Resolution.

#### **Article (14)**

##### **Procedures for Registration on the Roll**

Application for Registration, renewal of Registration or reinstatement on the Roll must be submitted in the form prescribed for this purpose and supported by the documents as specified by the Department.

#### **Article (15)**

##### **Considering the Application for Registration**

Application for Registration, renewal of Registration or reinstatement, or amendments of application category on the Roll shall be considered pursuant to the requirements and procedures stipulated in this Bylaw. The Department must inform the applicant of its decision on the application within two working days from the date the decision is issued.

#### **Article (16)**

##### **Rights of Audience Before Dubai Courts**

- A- An Advocate has a right of audience before Dubai Courts in accordance with the following:
- 1- Before Courts of First Instance and Court of Appeal, immediately upon Registration on the Roll in the category of practising Advocates; and

- 2- Before the Court of Cassation, after actively practising the Profession for five (5) years in the UAE.
- B- The Department may grant by way of exemption from the provisions of clause (2) of paragraph (A) of this Article, a right of audience before the Court of Cassation to the following persons:
- 1- Former members of the judicial authority who have no less than five years of judicial practice.
  - 2- Holders of a doctorate degree in law obtained from recognised universities, registered on the Roll, for at least two years, in the category of practising Advocates.
- C- Subject to paragraphs (A) and (B) of this Article, the Department may set any requirements or conditions for the purposes of granting Advocates a right of audience before Dubai Courts, in coordination with the competent judicial entities in the Emirate.

### Article (17)

#### Temporary Advocacy

- A- Notwithstanding the provisions of Article (6) of this Bylaw, the Department may, upon the submission of an application, grant any person practising the advocacy profession outside the Emirate, a temporary permit to plead a specific case before Dubai Courts, in accordance with the following requirements:
- 1- The client has given their written consent to be represented by the applicant before Dubai Courts ;
  - 2- A civil case has been filed or is to be filed before Dubai Courts, or a referral order has been issued in relation to a criminal case;
  - 3- The applicant has a valid professional membership issued by the competent regulatory authority;
  - 4- The grounds for the application for a temporary Advocacy permit have been provided;
  - 5- The jurisdiction in which the applicant practises the Advocacy Profession allows Advocates registered in the UAE a right of audience before its courts;
  - 6- current professional liability insurance coverage in respect of the period of the temporary Advocacy permit, in accordance with the rules set by the Department in this regard;

- 7- Any other requirements set by the Department in cooperation with the relevant judicial authorities in the Emirate, in respect of the requirements for temporary advocacy before Dubai Courts;
  - 8- Payment of the prescribed fees for temporary Advocacy in accordance with the mechanism approved by the Department; and
  - 9- Any other conditions set by the Department pursuant to the bylaws, resolutions and instructions issued by the Department.
- B- A person who is granted a temporary Advocacy permit may not hold themselves out as or represent that they are authorised to practise the Profession in the Emirate beyond the scope of the permit granted to them. Contravention of this shall result in the revocation of the permit, without prejudice to the penalties prescribed in this regard.

### Article (18)

#### Rejection of Registration or Renewal of Registration or Permit of Non-UAE national Advocates

Notwithstanding Articles (10) and (17) of this Bylaw, the Department may, if the public interest or Emiratisation of the Profession in the Emirate so requires, reject an application by a non-UAE national Advocate for Registration or renewal of Registration on the Roll in the category of practising Advocates, or for a temporary Advocacy permit.

### Article (19)

#### Request for Transfer between Categories on the Roll

- A- An advocate, who is unable to practise the Profession or wishes to be transferred from the category of practising Advocates to the category of non-practising Advocates, shall submit an application to the Department requesting to be transferred to the category of non-practising Advocates, stating the reasons for requesting such transfer pursuant to the rules set by the Department and must pay the fees prescribed for such transfer in accordance with the mechanism approved by the Department.
- B- The Department may, upon application by an Advocate registered in the category of non-practising Advocate, transfer such Advocate's Registration from the category of non-practising Advocates to the category of practising Advocates on condition that the Advocate:

- 1- Meets the requirements for Registration of Advocates on the Roll as prescribed in paragraph (A) of Article (7) of this Bylaw;
- 2- Pays the prescribed fee for Registration in the event that one or more years have elapsed since Registration or renewal of Registration of the Advocate, or the prescribed fee for amendment of the particulars of Registration in the event of a shorter period; and
- 3- Meets any other requirements set by the Department.

## Article (20)

### Suspension and Striking off the Registration of an Advocate Registered on the Roll

- A- Without prejudice to the functions of the Department to issue resolutions and instructions regulating professional conduct and to suspend and strike off Advocates registered on the Roll for professional and misconduct violations, the Department may suspend an Advocate registered on the Roll for no more than one (1) year or strike off the Registration of such Advocate as a result of:
- 1- Failure to renew Registration on the Roll in the category of practising Advocates within the required timeframe;
  - 2- Failure to pay the prescribed fee within the required timeframe;
  - 3- Failure to submit the required documents to the Department within the required timeframe;
  - 4- Submission of any false information or data regarding his Registration; or
  - 5- Violation of the legislation in force and bylaws and instructions issued by the Department.
- B- If a decision to suspend an Advocate from practising the Profession is issued, their registration will be transferred to the category of non-practising Advocates on the Roll.
- C- An Advocate who is registered on the Roll may not practice the Profession, or represent or hold themselves out to be practising the Profession for the duration of their suspension if they have been suspended from practising the Profession, or following the cancellation of their registration on the Roll.

## Article (21)

### Reinstatement on the Roll

- A- Upon application by an Advocate registered on the non-practising category of the Roll following a decision to suspend them from practising the Profession, the Department may reinstate such Advocate's Registration on the Roll in the category of practising Advocates following the lapse of the period of suspension.
- B- Upon application by an Advocate whose Registration on the Roll has been cancelled, the Department may reinstate such Advocate's Registration on the Roll following the lapse of three (3) years from the date of the cancellation of the Registration.
- C- The Department may exempt any Advocate from compliance with the period prescribed in paragraph (B) of this Article and reinstate such Advocate's Registration on the Roll if the Department deems that the time elapsed since the cancellation of the Registration is sufficient to reform the Advocate and redress the damage that resulted from their acts or omissions, or for any other considerations that the Department deems appropriate.
- D- In order for an Advocate's Registration on the Roll to be reinstated, such Advocate must meet all of the requirements for Registration, as stipulated in this Bylaw.

## Article (22)

### Identification Card

- A- The Department shall issue each Advocate an identification card which shall evidence that the holder is authorised to practise the Profession in the Emirate through a Firm.
- B- The identification card is considered official property of the Department. An Advocate may not use the card except for the purpose for which it is issued, and in particular must:
- 1- Not allow any other person to use the card;
  - 2- Present the card, upon request, to individuals and relevant public and private entities with whom they deal;
  - 3- Notify the Department in the event of loss or damage to the card;
  - 4- Not change, amend, delete, or add to the information recorded on the card; and
  - 5- Return the card to the Department upon transfer of the Advocate's Registration to the category of non-practising Advocates, being struck off from the Roll or suspended from

practising the profession, following an application to amend any of the Registration particulars recorded on the card, or upon the request of the Department.

### Article (23)

#### Amendment of the Particulars

An Advocate must notify the Department of any amendment or change to their personal details or any other information relevant to their professional status, within fifteen (15) days of the occurrence of such amendment or change, failing which, the disciplinary action and penalties prescribed in the Resolution shall apply. Such amendment or change shall only take effect from the date on which it is approved by the Department.

### Article (24)

#### Reporting Requirements

Any Advocate registered on the Roll shall advise the Department of the following:

- 1- Any pretrial detention decision or referral order to the competent court issued, whether such a decision or order is issued inside or outside the Emirate.
- 2- Any court judgement in a criminal case against the Advocate, or court or disciplinary decision issued by a competent regulatory authority, inside or outside the Emirate, within thirty (30) days from the date such judgement or decision shall become final.

and all subject to disciplinary proceedings, under the rules and procedures set out by the Department in this regard.

### Article (25)

#### Compliance with Legislation Regulating the Profession

The Advocate registered on the Roll must comply with all legislation regulating the practice of the Profession, including provisions of the Resolution, bylaws, resolutions and instructions issued by the Department, failing which, disciplinary action and penalties prescribed in this regard shall apply.

### Article (26)

#### Grievances

- A- Any interested party may submit a written grievance to the Director General with respect to any violation attributed to them, as set out in table (2) annexed to the Resolution, within thirty

(30) days commencing the day following the date of notifying them of the violation, in accordance with Article (11) of the above mentioned Law No. (8) of 2016.

- B- Except for the violations mentioned in paragraph (A) of this Article, any interested party may submit a written grievance to the Director General with respect to a decision issued against them, pursuant to the provisions of this Bylaw, within sixty (60) days commencing the day following the date of being notified of the decision subject of grievance, in accordance with Article (11) of the Resolution.
- C- Grievances mentioned in paragraphs (A) and (B) of this Article shall be considered and decided upon by a committee formed by a resolution of the Director General for this purpose. The decision issued by this committee shall be deemed final.

## Second: The Bylaw concerning the Registration of Legal Consultants in the Emirate of Dubai

### Article (1)

#### Title of the Bylaw

This Bylaw shall be known as “**Bylaw Concerning the Registration of Legal Consultants in the Emirate of Dubai**”.

### Article (2)

#### Definitions

The following words and expressions, wherever mentioned in this Bylaw, shall have the meaning indicated opposite each of them unless the context states otherwise:

<b>UAE</b>	:	The United Arab Emirates.
<b>Emirate</b>	:	The Emirate of Dubai.
<b>Department</b>	:	The Government of Dubai Legal Affairs Department.
<b>Director General</b>	:	The Director General of the Department.
<b>Resolution</b>	:	Executive Council Resolution No. (22) of 2011 Concerning Fees and Fines Prescribed for the Advocacy and Legal Consultancy Profession in the Emirate of Dubai.
<b>Roll</b>	:	The paper or electronic record prepared by the Department for the purpose of recording the categories and information pertaining to Legal Consultants pursuant to the provisions of Article (5) of this Bylaw.
<b>Registration</b>	:	The registration of a Legal Consultant on the Roll.
<b>Legal Consultant</b>	:	A natural person registered on the Roll in the category of the practising Legal Consultant unless provided such person is registered in the non-practising category.
<b>Visiting Legal Consultant</b>	:	A natural person not registered on the Roll who is authorised by the Department to practise the Profession in the Emirate in accordance with the provisions of this Bylaw.
<b>Firm</b>	:	An advocacy or legal consultancy firm licensed by the Department and the competent authorities in the Emirate.
<b>Profession</b>	:	Provision of Legal Services to the public.



## Legal Service

: Legal Services which the Legal Consultant is authorised to provide in the Emirate, including but not limited to, providing legal opinion and advice; drafting contracts; registering and winding up of companies, concluding settlements; representing clients before arbitration tribunals, centres and conciliation commissions as well as other entities; and any other legal services except Advocacy and representing other parties before Dubai courts which include Courts of First Instance, Court of Appeal and Court of Cassation.

### Article (3)

#### Scope of Application

- A- This Bylaw shall apply to Legal Consultants registered on the Roll maintained by the Department as well as persons authorised to provide Legal Services in the Emirate pursuant to the rules and requirements determined by the Department in this regard.
- B- This Bylaw does not apply to persons who provide Legal Services in their capacities as employees of Government entities, organizations, companies or other entities which do not provide Legal Services to the public.

### Article (4)

#### Powers and Duties of the Department

For the purpose of implementing this Bylaw, the Department shall have the powers and duties to:

- 1- Setting the requirements and rules that must be met and the procedures that must be followed for the registration of Legal Consultants in the Emirate and regulate the amendments to their Registration on the Roll;
- 2- Deciding on applications for Registration, renewal of Registration, reinstatement of Legal Consultants on the Roll, and the amendments to the particulars of their Registration, in accordance with the requirements and procedures set in this regard;
- 3- Considering Visiting Legal Consultants permit applications, and grant them the required authorisation in accordance with the requirements and procedures prescribed in this regard;
- 4- Compiling the Roll, organising it into categories and determining the particulars required to be entered on the Roll;

- 5- Transferring Legal Consultants registered on the Roll from one category to another in accordance with the requirements and procedures prescribed in this regard;
- 6- Issuing identification cards to Legal Consultants registered on the Roll in the category of practising Legal Consultants;
- 7- Determining legal areas and specialisation in which a Legal Consultant shall be authorised to practise the Profession, pursuant to the rules and procedures set by the Department in this regard;
- 8- Setting the rules for suspending Legal Consultants from practising the Profession or cancelling their Registration on the Roll in accordance with the legislation regulating the Profession, the bylaws, resolutions and instructions issued by the Department;
- 9- Receiving, recording and investigating violations and complaints made against persons practising the Profession and take the necessary action in this regard;
- 10- Imposing penalties prescribed by the Resolution on persons found in breach of the Resolution, provisions of the bylaws, resolutions and instructions issued by the Department;
- 11- Preparing and implementing the necessary programmes required for qualifying and training Legal Consultants registered on the Roll;
- 12- Preparing the forms required for implementing the provisions of this Bylaw; and
- 13- Any other duties falling within the Department's powers relating to the Registration of Legal Consultants in the Emirate.

## Article (5)

### The Roll for Legal Consultants

The Department must establish a Roll on which the following two categories shall be registered:

- 1- Practising Legal Consultants registered on the Roll and authorised to practise the Profession in the Emirate through Firms;
- 2- Non-practising Legal Consultants registered on the Roll and not authorised to practise the Profession in the Emirate.

## Article (6)

### Practising the Profession

No person may practise the Profession in the Emirate or to hold themselves out to be a Legal Consultant, unless they hold a valid Registration on the Roll in the category of practising Legal Consultants and practise through a Firm.

## Article (7)

### Requirements for Registration of a Legal Consultant on the Roll

A- An applicant for Registration on the Roll in the category of practising legal consultants must meet the following requirements:

- 1- Be of full legal capacity;
- 2- Be of good character and conduct, and not have been convicted of an offence affecting honour or trustworthiness, unless the applicant has been pardoned or rehabilitated;
- 3- Have obtained one of the following qualifications:
  - a. An undergraduate university degree in law or its equivalent from an educational institution recognised by the competent authority in the Emirate or the UAE.
  - b. An academic qualification in law and a valid professional membership in the jurisdiction in which the applicant is authorised to provide Legal Services.

In all cases, all qualifications must be duly attested.

- 4- The applicant must have a minimum of one (1) year of continuous practical legal experience if the applicant is a UAE National, and the same period shall apply if the applicant is a non-UAE National who graduated from an academic institution in the UAE, and **three (3) years** of practical legal experience if the applicant is a non-UAE National who graduated from an educational institution outside the UAE. These requirements shall apply only to holders of a bachelor degree in law, or equivalent, from any educational institution recognised by the competent entity in the Emirate or the UAE. In all cases, the Department may require that the applicant passes the requirement of the qualification programmes set by the Department in this regard.
- 5- The applicant must work through a licensed Firm in the Emirate.
- 6- To work full time in the Firm and not to practise any other professional activity except teaching and training in one of the legal disciplines or professions.
- 7- Not to practice any commercial activity in addition to working in the Firm, pursuant to the criteria, conditions and rules set forth by the Department in this regard.
- 8- Non-UAE national applicant must have a valid residency in the UAE and an employment contract with the Firm through which they practise the profession.
- 9- All Applicants must pay the fees prescribed for Registration in accordance with the mechanism adopted by the Department; and

- 10- Any other requirements set pursuant to the bylaws, resolutions and instructions issued by the Department.
- B- Notwithstanding the provisions of clause (4) of paragraph (A) of this Article, non-UAE nationals who have previous experience as judges, members of the public prosecution or non-visiting faculty members who maintained full time employment with an academic or training institution and who hold a post-graduate degree in law, may be registered if they have a minimum of two (2) years of practical legal experience.
- C- The Department may exempt an applicant from the practical legal experience requirement stipulated in clause (4) of paragraph (A), and paragraph (B) of this Article in accordance with the rules and requirements set by the Department in this regard.
- D- In the event that a Legal Consultant ceases to meet any of the Registration requirements provided for in this Article, their Registration will be struck off or transferred to the non-practising category, as the case may be, pursuant to the rules and procedures set by the Department in this regard.

#### Article (8)

##### Registration on the Roll in the Non-Practising Category

The Department may accept applications for Registration on the Roll for the first time in the category of non-practising Legal Consultants pursuant to the rules and requirements set by the Department in this regard.

#### Article (9)

##### Term of Registration on the Roll

The term of Registration on the Roll in the category of practising Legal Consultants shall be one (1) year, renewable for equal periods.

#### Article (10)

##### Oath of the Profession

A- A Legal Consultant may only commence the practise of the Profession in the Emirate after taking an oath, before the Director General or any person who is delegated by the Director General, to practise the Profession with honesty and integrity in accordance with the

legislations in force in the Emirate, and to safeguard client's interests and uphold the ethics and traditions of the Profession.

- B- The taking of the Oath shall be evidenced in minutes, a copy of which shall be kept in the Legal Consultant's file in the Department.

### Article (11)

#### Requirements for Registration Renewal

- A- Legal Consultant must renew their Registration on the Roll within the last month prior to the expiration date of Registration. To renew their Registration, the legal consultant must:
- 1- Submit an application for renewal of Registration;
  - 2- Meet all the requirements for Registration stipulated in paragraph (A) of Article (7) of this Bylaw;
  - 3- Meet all professional development requirements set by the Department;
  - 4- Pay the fees prescribed for the renewal of Registration of Legal Consultants in accordance with the procedures set by the Department in this regard; and
  - 5- Any other requirements set by the Department pursuant to the bylaws, resolutions and instructions issued by the Department.
- B- In the event that In the event that the Legal Consultant fails to renew their Registration within the period specified in paragraph (A) of this Article without a reason acceptable to the Department, the Legal Consultant shall be subject to the penalties as prescribed in the Resolution.

### Article (12)

#### Procedures for Registration on the Roll

Application for Registration, renewal of Registration or reinstatement on the Roll must be submitted in the form prescribed for this purpose and supported by the documents as specified by the Department.

### Article (13)

#### Considering the Application for Registration

Application for Registration, renewal of Registration or reinstatement, or amendments of application category on the Roll shall be considered pursuant to the requirements and procedures

stipulated in this Bylaw. The Department must inform the applicant of its decision within two working days from the date the decision is issued.

#### Article (14)

##### Restricted Practise of the Profession

The Department may specify for a Legal Consultant, graduated from an academic institution outside the UAE and registered on the Roll for the first time, the areas of law in which the Legal Consultant is authorised to provide Legal Services, in which case, the Legal Consultant may only provide Legal Service in such areas of law but not others.

#### Article (15)

##### Visiting Legal Consultants

A- Notwithstanding the provisions of Article (6) of this Bylaw, the Department may, upon submission of an application, grant any person practising advocacy or legal consultancy profession outside the Emirate a permit to provide Legal Services in the Emirate as a Visiting Legal Consultant, conditional upon meeting the following requirements:

- 1- Legal Services must be provided to any of the following entities:
  - a. A Government entity or a company in the Emirate fully owned by the Government or any Government entity.
  - b. Dubai International Financial Centre Courts or Dubai International Arbitration Centre.
  - c. A firm licensed in the Emirate.
  - d. Any other entities recognised by the Department.
- 2- Provide the Department with a statement setting out the nature of Legal Services to be provided to the entity.
- 3- Hold a valid professional membership from a competent regulatory authority outside the Emirate;
- 4- Submit a current professional liability insurance coverage during the period which Legal Services will be provided in the Emirate, in accordance with the rules set by the Department in this regard;
- 5- State the reasons for applying for the authorisation;

- 6- Determine the number of working days required to provide Legal Services in the Emirate, or the number of legal services retained for, or any other particulars relating to such Services; and
- 7- Any other requirements determined pursuant to the bylaws, resolutions, and instructions issued by the Department.
- B- Except for entities mentioned in subclause (A) of clause (1) of paragraph (A) of this Article, a Visiting Legal Consultant shall be granted an authorisation permitting the practice of the Profession in the Emirate for a period not exceeding thirty (30) working days per year or until the completion of a specific legal service. Conditional upon valid grounds and in accordance with the Department's rules and procedures in this regard, the Department may, upon a request submitted by the Visiting Legal Consultant, extend the validity of the authorisation granted to them or increase the number of Legal Services which they are authorised to provide.
- C- A Visiting Legal Consultant shall not hold themselves out or represent that they are authorised to practise the Profession in the Emirate beyond the scope of the authorisation granted to them. Contravention of such shall result in the revocation of the authorisation, without prejudice to the penalties prescribed in this regard.

## Article (16)

### Request for Transfer between Categories on the Roll

- A- A Legal Consultant, who is unable to practise the Profession or who applies to be transferred from the category of practising Legal Consultants to the category of non-practising Legal Consultants, shall submit an application to the Department, setting out the reasons for requesting the transfer pursuant to the rules set by the Department in this regard and must pay the fees prescribed for such transfer in accordance with the mechanism approved by the Department in this regard.
- B- The Department may, upon application by the Legal Consultant registered in the category of non-practising Legal Consultants, transfer such Legal Consultant's Registration from the category of non-practising Legal Consultants to the category of practising Legal Consultants on condition that the Legal Consultant:
- 1- Meets the requirements for Registration of Legal Consultants on the Roll as prescribed in paragraph (A) of Article (7) of this Bylaw;

- 2- Pays the prescribed fee for Registration in the event that one or more years have elapsed since Registration or renewal of Registration of the Legal Consultant, or the prescribed fee for amendment of the particulars of Registration in the event of a shorter period; and
- 3- Meets any other requirements set by the Department.

### Article (17)

#### Suspension and Striking off the Registration of the Legal Consultant Registered on the Roll

- A- Without prejudice to the functions of the Department to issue resolutions and instructions regulating professional conduct and to suspend and strike off Legal Consultants registered on the Roll for professional and misconduct violations, the Department may suspend a Legal Consultant registered on the Roll for no more than one year or strike off the Registration of such Legal Consultant as a result of:
- 1- Failure to renew Registration on the Roll in the category of practising Legal Consultants within the required timeframe;
  - 2- Failure to pay the prescribed fee within the required timeframe;
  - 3- Failure to submit the required documents to the Department within the required timeframe;
  - 4- Submission of any false information or data regarding his Registration; or
  - 5- Violation of the legislation in force and bylaws and instructions issued by the Department.
- B- If a decision to suspend the Legal Consultant from practising the Profession is issued, their registration will be transferred to the category of non-practising Legal Consultants on the Roll.
- C- A Legal Consultant who is registered on the Roll may not practice the Profession, or represent or hold themselves out to be practising the Profession for the duration of their suspension if they have been suspended from practising the Profession, or following the cancellation of their registration on the Roll.

### Article (18)

#### Reinstatement on the Roll

- A- Following the lapse of the suspension period, and upon the submission of an application by a Legal Consultant registered on the Roll in the category of non-practising legal consultants,



and who is suspended from practising the Profession, the Department may reinstate such a Legal Consultant in the category of Practising Legal Consultants.

- B- Following the expiration of a three (3) year period from the date of the decision to strike off a Legal Consultant from the Roll, and upon the submission of an application, a Legal Consultant who has been struck off the Roll may be reinstated by the Department.
- C- The Department may exempt any Legal Consultant from compliance with the period prescribed in paragraph (B) of this Article and reinstate such Legal Consultant's Registration on the Roll if the Department deems that the time elapsed since the cancellation of the Registration is sufficient to reform the Legal Consultant and redress the damage that resulted from their acts or omissions, or for any other considerations that the Department deems appropriate.
- D- In order for Legal Consultant's Registration on the Roll to be reinstated, such Legal Consultant must meet all of the requirements for Registration, as stipulated in this Bylaw.

### Article (19)

#### Identification Card

- A- The Department shall issue each Legal Consultant an identification card which shall evidence that the holder is authorised to practise the Profession in the Emirate through a Firm.
- B- The identification card is considered official property of the Department. The Legal Consultant may not use the card except for the purpose for which it is issued, and in particular must:
- 1- Not allow any other person to use the card;
  - 2- Present the card, upon request, to individuals and relevant public and private entities with whom they deal;
  - 3- Notify the Department in the event of loss or damage to the card;
  - 4- Not change, amend, delete, or add to the information recorded on the card; and
  - 5- Return the card to the Department upon transfer of the Legal Consultant's Registration to the category of non-practising Legal Consultants, being struck off from the Roll or suspended from practising the profession, following an application to amend any of the Registration particulars recorded on the card, or upon the request of the Department

## Article (20)

### Amendment to the Registration Particulars

The Legal Consultant must notify the Department of any amendment or change to their personal details or any other information relevant to their professional status, within fifteen (15) days of the occurrence of such amendment or change, failing which, the disciplinary action and penalties prescribed in the Resolution shall apply. Such amendment or change shall only take effect from the date on which it is approved by the Department.

## Article (21)

### Reporting Requirements

Any Legal Consultant registered on the Roll shall advise the Department of the following:

- 1- Any pretrial detention decision or referral order to the competent court issued, whether such a decision or order is issued inside or outside the Emirate.
- 2- Any court judgement in a criminal case against the Legal Consultant, or court or disciplinary decision issued by a competent regulatory authority, inside or outside the Emirate, within thirty (30) days from the date such judgement or decision shall become final.

and all subject to disciplinary proceedings, under the rules and procedures set out by the Department in this regard.

## Article (22)

### Compliance with Legislation Regulating the Profession

The Legal Consultant registered on the Roll must comply with all legislation regulating the practice of the Profession, including provisions of the Resolution, bylaws, resolutions and instructions issued by the Department, failing which, disciplinary action and penalties prescribed in this regard shall apply.

## Article (23)

### Grievance

- A- Any interested party may submit a written grievance to the Director General with respect to any violation attributed to them, as set out in table (2) annexed to the Resolution, within thirty (30) days commencing the day following the date of notifying them of the violation, in accordance with Article (11) of the above mentioned Law No. (8) of 2016.

- B- Except for the violations mentioned in paragraph (A) of this Article, any interested party may submit a written grievance to the Director General with respect to a decision issued against them, pursuant to the provisions of this Bylaw, within sixty (60) days commencing the day following the date of notifying them of the decision subject of grievance, in accordance with Article (11) of the Resolution.
- C- Grievances mentioned in paragraphs (A) and (B) of this Article shall be considered and decided upon by a committee formed by a resolution of the Director General for this purpose. The decision issued by this committee shall be deemed final.