

DIPLOMA CENTRE

Diploma in Regulation Law & Practice



MODULE 1: Introduction to Regulation Law

SESSION 01	TIME	DELIVERY
Thursday 16 February 2023	6:00pm – 8:30pm	Onsite /Online
1 Introduction to the Diploma <i>Patricia Harvey, BL, Course Leader.</i>		
2 Why Regulate? Rationale for regulation in context of economics, corporate governance, risk management, and competition. Types of regulation; overview of the various sectors; financial, health products, energy, environmental and issues arising therefrom.		
3 The function of regulation, its various forms and current issues: Light touch regulation v over regulation; The troubled regulator – prosecutorial, advisory & disciplinary, inquiry functions, private sector v public sector regulation, complaints driven, compliance driven; Regulatory accountability and independence; Current issues in regulation and regulatory reform.		
2.5 hrs. Gen. CPD		

MODULE 2: Industry Regulation

SESSION 02	TIME	DELIVERY
Saturday 18 February 2023	6pm – 8.30pm	Online release
1 Financial Services Regulation: Regulation of the sector and enforcement.		
2 Financial Services Enforcement 2.5hrs. Gen. CPD		
SESSION 03	TIME	DELIVERY
Thursday 23 February 2023	6pm - 8.30pm	Online only
1 Competition and Consumer Protection: Overview of the Competition and Consumer Protection Commission; its role and functions.		
2 The Ombudsman: The role of the ombudsman in the regulatory framework; the European Ombudsman, the Ombudsman for various sectors; Investigation of complaints and enforcement. 2.5 hrs. Gen. CPD*		
SESSION 04	TIME	DELIVERY
Thursday 2 March 2023	6pm – 9.00pm	Online release
1 Energy regulation CER		
2 Telecoms sector/ ComReg		
3 Environmental Regulation 2.5 hrs. Gen. CPD		
SESSION 05	TIME	DELIVERY
Saturday 4 March 2023	10am – 2.30pm	Onsite
Workshop 1 Topic 1 – Telecoms sector Topic 2 – Energy/Environmental Topic 3 – Central Bank's administrative sanction procedure 4.5 hrs. CPD		

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MODULE 3: Regulation of the Professions

SESSION 06	TIME	DELIVERY
Thursday 9 March 2023	6pm – 8.30pm	Online only
1 Regulation of the professions and disciplinary issues: Overview of the professions; teachers, solicitors, doctors, health and social care professionals, veterinary practitioners, architects, Accountants, engineers; The Legal Services Regulatory Authority; Registration of professionals; Education and training; ethical and professional codes of conduct; professional competence and accreditation.		
2 Overview of professional disciplinary & ‘fitness to practice’ hearings: Overview of the stages in the process; Pre-inquiry stage, fair procedures.		
2.5 hrs. Gen. CPD		

SESSION 07	TIME	DELIVERY
Thursday 16 March 2023	6pm – 8.30pm	Online release
1 Practice and Procedure at hearings: Procedural aspects of hearings, Practicalities and evidential matters at hearings, the role of the Legal Assessor and the role of the expert.		
2 Interim Suspensions: Interim suspensions defined; typical situations where interim suspensions may arise; Procedure; Jurisdiction of High Court and Practical Considerations		
2.5 hrs. Gen. CPD		

MODULE 4: Advising on Regulation Issues

SESSION 08	TIME	DELIVERY
Thursday 23 March 2023	6pm – 8.30pm	Online only
1 Monitoring the regulatory environment for international organisations.		
2 What to do when a regulator calls – best practice for both companies and for employees.		
3 Sanctions: Sanctions available, criteria, aggravating circumstances; Prior disciplinary history of registrant, publication of decisions.		
3 hrs. Gen. CPD		

SESSION 09	TIME	DELIVERY
Thursday 30 March 2023	6pm – 8.30pm	Online only
1 Whistleblowing: Misfeasance in public office; Detection, monitoring & correct process for dealing with whistle-blowers; Protected Disclosures Act 2014.		
2 Advising on use of powers, delegation, and compliance: Advising in relation to delegation of regulatory authority and statutory interpretation; Advising on use of powers.		
3 Data protection and Freedom of Information: Data access requests v FOI requests; Sharing of information between regulators; Impact of the GDPR; Data Privacy on the Global Stage – online release		
3 hrs. Gen. CPD		

MODULE 5: Enforcing Regulation

SESSION 10	TIME	DELIVERY
Thursday 6 April 2023	6pm – 8.30pm	Online release
1 Overview of phases in regulatory cycle: (a) grievance handling (b) Investigations/pre-inquiry phases (c) hearings and decision – making / prosecutions (d) appeals / reviews of decisions € challenges / judicial review.		
2 Risk management/audits/compliance: Audits and investigations, risk management plans, compliance, Civil enforcement and criminal enforcement; compliance and assurance.		

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Compliance

2.5 hrs. Gen. CPD

SESSION 11	TIME	DELIVERY
Thursday 13 April 2023	6pm – 8.30pm	Online only
1 Regulatory prosecutions: Offences, breaches of the acts, investigations; Challenges to processes and procedures.		
2 Alternative dispute resolution/settlement: Role of mediation, the settlement negotiation process.		

2.5 hrs. Gen. CPD

SESSION 12	TIME	DELIVERY
Saturday 15 April 2023	10am – 1.30pm	Online

Workshop 2:

Skills session:

- Unconscious bias* in our decision making, bias mitigation. More robust and professional decision making. [Case study]

Unconscious bias refers to the stereotypes, both negative and positive, that exists in our subconscious and affects our behaviour.

3.5 hrs. CPD

MODULE 6: Challenges To Decisions of Regulatory Bodies: Litigation

SESSION 13	TIME	DELIVERY
Thursday 20 April 2023	6pm – 8.30pm	Online only
1 Judicial review/appeals: High Court and Supreme Court Judicial Review, Categories of statutory Appeal, Oversight of regulatory decisions e.g. confirmation of sanctions of regulatory body.		
2 Emergency applications and injunctions.		
3 Enforcement: Regulatory criminal law enforcement, Summary and indictable offences, Strict liability, Vicarious liability, Corporate criminal liability.		

2.5 hrs. Gen. CPD*

MODULE 7: Oral Hearings and Inquiries

SESSION 14	TIME	DELIVERY
Thursday 27 April 2023	6pm – 8.30pm	Online only
1 Procedural Rules in Hearings and Inquiries; Rules of evidence and the Standard of Proof.		
2 Providing Reasons; The duty to give reasons and the adequacy of reasons in Regulatory Law at committee hearings level.		
3. Decision making and considerations: Sensitivity awareness in the context of decision making skills, Ethics and the social context of law, Cultural diversity in Ireland, Equality legislation and inclusion, Dealing with vulnerable individuals & witnesses, Independence and accountability.		

3.5 hrs Gen CPD*

SESSION 15	TIME	DELIVERY
Thursday 4 May 2023	6pm – 9:00pm	Online only
1 HPRA		
2 Regulation in the aviation sector		

2.5 hrs. Gen. CPD*

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SESSION 16
Saturday 6 May 2023

TIME
10am – 12.30pm

DELIVERY
Onsite

Workshop 3:

- Mock Inquiry Hearing for a professional by professionals
- Role plays by students
- Advocacy skills

Exam Preparation
2.5 hrs. CPD

Closed Book Exam 10 June 2023

Please note that topics & dates may be subject to change. Draft timetable as of November 2022

* Gen = General, M&PD = Management and Professional Development, Reg = Regulatory and eLearning = eLearning CPD credits. **CPD Note:** The number of hours of CPD that you may claim in relation to your diploma/certificate course will depend on the way in which you access each of the individual sessions. For further information please visit the course homepage on our website: www.lawsociety.ie/diplomacentre