



At the Council Chamber, Whitehall

THE 28th DAY OF SEPTEMBER 2026

BY THE LORDS OF HIS MAJESTY'S MOST HONOURABLE
PRIVY COUNCIL

The Privy Council has approved amendments to the Disciplinary Bye-laws of The Institute of Chartered Accountants in England and Wales as set out in the Schedule to this Order, which shall come into effect on 1st October 2026.

Richard Tilbrook, CVO

SCHEDULE

AMENDMENTS TO THE DISCIPLINARY BYE-LAWS OF
THE INSTITUTE OF CHARTERED ACCOUNTANTS IN ENGLAND AND WALES

1. In Disciplinary Bye-law 2.1:
 - (a) ***delete*** “Professional Standards Department” wherever it occurs and ***substitute*** “Regulation & Conduct division”;
 - (b) ***delete*** “PSD Chief Officer” wherever it occurs and ***substitute*** “Chief Officer Regulation & Conduct”;
 - (c) ***delete*** “ICAEW Regulatory Board” wherever it occurs and ***substitute*** “ICAEW Regulation & Conduct Board”;
 - (d) ***insert*** new definitions:
 - (i) “**Constructive Engagement** is a process which can be used for the resolution of a conduct matter relating solely to regulated activities if certain criteria are met (as set by the ICAEW Regulation & Conduct Board) which involves the Conduct Department referring the conduct matter to the relevant regulatory committee to consider making a Constructive Engagement Order.”;

- (ii) “**Constructive Engagement Order** means an order which may be made by the relevant regulatory committee under the relevant regulatory committee regulations and in accordance with the Constructive Engagement process, by which it shall dispose of the conduct matter referred to that committee.”;
 - (iii) “**regulatory committee regulations** means the regulations which are for the time being in force for the relevant regulatory committee, namely the Audit Regulations, the Local Audit Regulations, the DPB (Investment Business) Handbook, the DPB (Consumer Credit) Handbook, the Insolvency Licensing Regulations, the Legal Services Regulations, the Licensed Practice Handbook and the Professional Indemnity Insurance Regulations as amended from time to time.”.
2. In Disciplinary Bye-laws 4.1(d) and 4.2(d) after “disciplinary” *insert* “or regulatory”.
 3. **Re-number** Disciplinary Bye-laws 4.3 to 4.6 as 4.4 to 4.7.
 4. **Delete** Disciplinary Bye-law 4.3 and *substitute*:

“Constructive Engagement

- 4.3. A member, affiliate, relevant person or firm shall not be liable to disciplinary action under these Disciplinary Bye-laws where a conduct matter relating solely to a regulated activity is referred to the relevant regulatory committee and becomes subject to a constructive engagement order which has been fully complied with.”.
6. In Disciplinary Bye Law 4.6 as re-numbered:
 - (a) *delete* “4.3” and *substitute* “4.4”;
 - (b) *delete* “4.4” wherever it occurs and *substitute* “4.5”.
 7. After Disciplinary Bye Law 9.4 *insert*:

“TRANSFER OF CASES TO THE LOCAL AUDIT OFFICE (OR RELEVANT SUCCESSOR BODY)

- 9A.1 If the Conduct Department receives notice that a complaint, conduct matter or allegation is to be dealt with by the Local Audit Office (or relevant successor body) pursuant to paragraph 10(5) of Schedule 1C to the Local Audit and Accountability Act 2014 then, with immediate effect, the Conduct Department shall cease any assessment, investigation or disciplinary proceedings being taken by it in relation to any complaint, conduct matter or allegation.”.
8. In Disciplinary Bye-laws 15.1(a), 16.1, 16.2 and 16.3 *delete* “ICAEW Regulatory Board” and *substitute* “ICAEW Regulation & Conduct Board”.