

Disciplinary Council

of the district of Amsterdam

Registrar
S. van Excel
Deputy registrar
P.J. Verdam

Registry staff
A.M. Koster
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INFORMATION

The Disciplinary Council of the District of Amsterdam (hereinafter referred to as the Council) has received through the Dean a complaint concerning a lawyer. This complaint has already been investigated by the Dean. How do we proceed from here?

After a complaint is received by the Council, there are generally two possible procedures: either a decision is taken immediately by the president or a convocation is sent to attend a session of the Council.

President's decision

The president of the Council can dismiss the complaint in writing (president's decision), for example if in his opinion the Council is patently incompetent or the complaint is patently unfounded, (patently) inadmissible or patently of insufficient importance. He can also refer a complaint that is deemed to be transferable, for example, to the Disputes Committee for the Legal Profession.

A president's decision is generally sent to the parties (the complainant and the defendant) by post 1 to 2 months after the complaint is lodged with the Council.

Session

If the complaint is not dismissed by a president's decision, the matter will be heard at a Council session by a chamber of three or five disciplinary judges of the Council, assisted by a registrar. You will receive well in advance a provisional convocation from the registrar's office with the date of the session. Prior to the session, the registrar's office will send the definitive convocation with details of the time of the session and the composition of the Council. The registrar's office will also send the parties a copy of the complete file with the request to bring said copy to the session.

If you wish to submit further documents, it is best to send them by post to the registrar's office and to the other party at the latest 14 days before the session. If you submit documents after that time, the Council will decide during the session whether these documents will be admitted. This will depend, among other things, on the size of the documents and whether the other party is already familiar with the documents.

In any event, you can explain your point of view during the session, assisted by a representative if desired. The Council can also ask questions. During the session, you will be informed when the decision can be expected. This is usually around 6 weeks after the session. The registrar's office will send the decision to you by registered mail. The decision will also be published - without names - on tuchtrecht.nl.

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Original Dutch: 01559885-01559886