Progression of an application for an investigation to the Syndic's Office

The Syndic's Office does not file a complaint with the Disciplinary Council.

The application for an investigation, the investigation itself and the outcome of the investigation remain confidential. Only the complainants and the lawyer involved receive a letter from the Syndic's Office informing them that no complaint will be filed.

Complainants may submit an application for review to the Barreau du Québec.

Application for investigation received or generated Assessment and verification of the grounds for the application for investigation

Investigation file opened

Following the investigation, the Office of the Syndic files a complaint with the Disciplinary Council.

- Hearing on preliminary exceptions
- Hearing on guilt
- Hearing on penalty (if the lawyer is found guilty)

Decision

Investigation files are confidential. However, for the purpose of the investigation, any information received could be submitted to the lawyer involved.

The complaint becomes public and is entered on the hearing roll, on the Barreau's website. Only the nature of the complaint and the name of the respondent lawyer are public.*

* However, the Disciplinary Council may, of its own initiative or upon request, order that a hearing be held in camera or ban the publication, disclosure or release of any information or document it indicates in the interest of public order, and in particular to preserve professional secrecy or to protect a person's privacy or reputation.

The detailed complaint is made public after the first day of the hearing.

The decision becomes public once it is served on the parties. The Barreau never comments on the Disciplinary Council's decisions. The penalties range from a reprimand, to limitations on the right to practice, to permanent expulsion from the Barreau.

■ CONFIDENTIAL processes and information

PUBLIC processes and information

