

**DESCRIPTION OF THE PROCEDURE FOR THE REGISTRATION, APPLICATIONS, AND
DOCUMENT SUBMISSION OF LAWYERS FROM EU MEMBER STATES AND THIRD-
COUNTRY LAWYERS TO THE LITHUANIAN BAR ASSOCIATION**

**CHAPTER I
GENERAL PROVISIONS**

1. The Description of the procedure for the registration, applications, and document submission of lawyers from EU Member States and third-country lawyers to the Lithuanian Bar Association (hereinafter the Description) regulates the procedure for registration, applications and submission of documents to the Lithuanian Bar Association by the persons wishing to provide legal services in the Republic of Lithuania, as specified in the thirteenth or fourteenth chapter of the Republic of Lithuania Law on the Bar (hereinafter referred to as the Law on the Bar), including the registration, submission of applications, and documents to the Lithuanian Bar Association, as well as the list of these documents.
2. The terms used in the Schedule shall be understood as defined in the Law on the Bar.
3. In accordance with Chapters II or III of the Description, a person may submit documents to the Lithuanian Bar Association in person, by email, by sending a registered letter, or, if technically feasible, by submitting them through the lawyer's self-service website. If documents and/or copies thereof are submitted to the Lithuanian Bar Association by electronic mail, they shall be signed with a secure (qualified) electronic signature of the person submitting the documents. When submitting copies of documents, if they are not certified by the signature of a person authorised to certify copies of documents under the legislation in force in the Republic of Lithuania, the authenticity and correctness of the documents must be certified by the signature of the person submitting the documents.

**CHAPTER II
DOCUMENTS SUBMITTED FOR REGISTRATION IN THE LIST OF LAWYERS
OF THE MEMBER STATES OF THE EUROPEAN UNION ENTITLED TO
PROVIDE LEGAL SERVICES ON A PERMANENT BASIS IN THE REPUBLIC
OF LITHUANIA**

4. A lawyer from a European Union (EU) Member State¹ wishing to provide legal services on a permanent basis in the Republic of Lithuania and be registered in the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania shall submit the following documents to the Lithuanian Bar Association:
 - 4.1. a completed application in the form prescribed by the Council of Advocates of the Lithuanian Bar Association for registration in the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania. The application must contain personal data (full name, personal identification number (date of birth if not available), nationality, institution which has conferred the title of lawyer on the person, place of residence, telephone number, e-mail address). The application must also indicate in what form of activity the lawyer will pursue his/her professional activity and confirm that the data and documents submitted to the Lithuanian Bar Association are correct. The application must be accompanied by consent to the processing of personal data;
 - 4.2. proof of identity and nationality;
 - 4.3. a document issued by a competent authority of a Member State of the European Union certifying that the person has been registered as a lawyer with the competent authority of a Member

¹ The term lawyer from an EU Member State means a lawyer entitled to practice under a professional title established by Directive 98/5/EC of the European Parliament and of the Council of 16 February 1998, aimed at facilitating the practice of the profession of lawyer on a permanent basis in a Member State other than that in which the qualification was obtained.

State of the European Union, as well as information as to whether the lawyer of a Member State of the European Union has been subject to any restrictions on the practice of the profession of lawyer, has been subject to a pre-trial investigation or has been charged with an indictment, or has been subject to any penalties, disciplinary sanctions and/or disciplinary proceedings for breaches of the ethics and practice of the profession of lawyer. This document must be issued no earlier than three months before its submission to the Lithuanian Bar Association;

4.4. a document confirming the mandatory professional civil liability insurance or guarantee for compensation for damage caused to the client in the course of rendering legal services or a guarantee of indemnification for such damage in accordance with the Law on the Bar, or other documents proving that the professional civil liability for damage caused to the client when providing legal services is insured or otherwise guaranteed according to the laws of the EU Member State that granted the person the title of a lawyer to them, and the terms and scope of such insurance or guarantee must be equivalent to the requirements of the Law on the Bar, in force in the territory of the Republic of Lithuania. Such a document or guarantee shall not have to be provided when the Lithuanian Bar Association centrally insures lawyers from EU Member States who wish to provide legal services on a permanent basis in the Republic of Lithuania;

4.5. documents proving that the fee for registration in the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania has been paid are submitted in accordance with the amount determined by the General Meeting of Advocates of the Lithuanian Bar Association.

5. The documents referred to in points 4.1 and 4.3 to 4.5 of the Description shall be submitted in Lithuanian. If a translation of these documents is submitted, it must be certified by the person who performed the translation.
6. The Lithuanian Bar Association shall have the right to apply to the competent authority of a Member State of the European Union for authentication of documents issued in that Member State.
7. The Council of Advocates shall, as a general rule, within forty-five days from the date of receipt of all the documents referred to in paragraphs 4.1 to 4.5, take a decision on the registration of a person on the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania. This deadline may be extended for objective reasons.
8. A person's application for the registration in the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania, along with the submitted documents, is typically reviewed in writing during a meeting of the Council of Advocates, usually without the person's presence. If a person is invited to a meeting of the Council of Advocates where their application for registration in the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania is to be examined, they shall be notified by e-mail no later than 3 working days before the scheduled date of the application review.
9. The decision on the person's registration in the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania shall be sent to the person by email, if technically feasible, through the lawyer's self-service portal, no later than 20 working days from the date of such decision. Together with the decision statement, a document confirming the inclusion in the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania shall be sent.
10. A refusal to register in the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania must be justified and may be appealed according to the procedure established in Article 64(6) of the Law on the Bar.
11. A person who has submitted an application and the necessary documents for registration in the list of lawyers of the Member States of the European Union entitled to provide legal services on a permanent basis in the Republic of Lithuania may retrieve the application and documents until the date of the meeting of the Council of Advocates where the application and documents will be examined.

CHAPTER III

DOCUMENTS SUBMITTED FOR REGISTRATION IN THE LIST OF LAWYERS FROM THIRD COUNTRIES

12. A third-country lawyer² wishing to provide legal services in the Republic of Lithuania as referred to in section 14 of the Law on The Bar and to be registered in the list of third-country lawyers entitled to provide legal services in the Republic of Lithuania shall submit the following documents to the Lithuanian Bar Association:
 - 12.1. a completed application in the form prescribed by the Council of Advocates of the Lithuanian Bar Association for registration in the List of Third-Country Lawyers. The application must contain personal data (full name, personal identification number (if not available – the date of birth), nationality, the institution that granted (or, if applicable, has granted) the professional title, residential address, telephone number, and e-mail address). The application must indicate the form of activity the person will pursue professionally and confirm that the information and documents submitted to the Lithuanian Bar Association are accurate. The application shall be accompanied by consent to the processing of the personal data and shall specify whether the third-country lawyer has lost their legal professional status³. In the case of disqualification from the legal profession, all available data and/or documents demonstrating that the loss occurred due to persecution for professional activities in the respective third country must be submitted;
 - 12.2. proof of identity and nationality;
 - 12.3. a document proving the person's right to reside in the Republic of Lithuania or another European Union Member State;
 - 12.4. a curriculum vitae (CV);
 - 12.5. a document issued by the competent authority of the third country attesting that the person is registered with the competent authority of the third country, along with information on whether any restrictions on practicing legal activities, on-going pre-trial investigations, charges filed, imposed penalties, disciplinary sanctions, and/or on-going disciplinary procedures related to the lawyer's ethics and compliance with professional principles have been established for the third-country lawyer. This document must be issued no earlier than three months before its submission to the Lithuanian Bar Association;
 - 12.6. a declaration of good repute in the form prescribed by the Council of Advocates of the Lithuanian Bar Association;
 - 12.7. A document regarding compulsory professional civil liability insurance or a guarantee for compensation for harm caused to a client while providing legal services within the territory of the Republic of Lithuania. This requirement is exempted if the Lithuanian Bar Association centrally insures third-country lawyers who wish to provide legal services in the Republic of Lithuania according to the requirements of the Law on the Bar or other documents proving that the lawyer's professional civil liability for harm caused to a client while providing legal services is insured or guaranteed by other means under the laws of the third country that granted the lawyer's professional title. The conditions and scope of such insurance or guarantee must be equivalent to the requirements of the Law on the Bar.
 - 12.8. The document proving the payment for registration in the list of third-country lawyers entitled to provide legal services in the Republic of Lithuania, according to the fee established by the General Meeting of Advocates of the Lithuanian Bar Association (or, until such a decision, by the Council of Advocates).
13. Aprašo 12.1 ir 12.3–12.8 papunkčiuose nurodyti dokumentai pateikiami lietuvių kalba. If a translation of these documents is submitted, it must be certified by the person who performed the translation.
14. Persons who have lost their legal professional title as a result of a prosecution brought against them on the basis of that profession shall be exempt from the provisions of sub-paragraph 12.5 of the Description.

² The term “third-country lawyer” includes lawyers from third countries who have been granted the professional title of lawyer by the competent authority of their home country.

³ The term “disqualified third-country lawyer”, encompasses lawyers from third countries who, in those countries, have lost their professional title due to persecution for their professional activities.

15. Documents issued in third countries, submitted to the Lithuanian Bar Association, must be legalised or certified with an *Apostille*, except in cases provided for by laws or international agreements.
16. The Lithuanian Bar Association may, if it has reasonable doubts, require the competent authority of a third country to confirm the authenticity of documents issued in that country.
17. The Council of Advocates shall, as a rule, within forty-five days from the date of receipt of all the documents referred to in sub-paragraphs 12.1 to 12.8, and, if necessary, after receiving information from the Lithuanian State or foreign bodies, institutions or other entities, decide on the registration of a person on the list of third-country lawyers entitled to provide legal services in the Republic of Lithuania. This deadline may be extended for objective reasons.
18. A person's application for registration on the list of third-country lawyers entitled to provide legal services in the Republic of Lithuania and the documents submitted shall be examined at a meeting of the Council of Advocates in writing, usually without the person's presence. If a person is invited to a meeting of the Council of Advocates where their application for registration in the list of third-country lawyers entitled to provide legal services in the Republic of Lithuania is to be examined, they shall be notified by e-mail no later than 3 working days before the scheduled date of the application review.
19. The decision on the person's registration in the list of third-country lawyers entitled to provide legal services in the Republic of Lithuania shall be sent to the person by email, if technically feasible, through the lawyer's self-service portal, no later than 20 working days from the date of such decision. The document confirming the registration in the list of third-country lawyers entitled to provide legal services in the Republic of Lithuania shall be issued when the third-country lawyer pays a mandatory periodic fee of the amount determined by the Council of Advocates of the Lithuanian Bar Association for twelve months in advance, until the General Meeting of Advocates has determined it. This document is valid for one year from the date of issuance and is renewed (its validity is extended) when the third-country lawyer pays the mandatory periodic fee in advance for the next twelve months. If the person's right of residence in the Republic of Lithuania or in another state of the European Union expires earlier than after one year, the person shall be issued with a document valid until the expiry of the person's right of residence in the Republic of Lithuania or in another state of the European Union.
20. The refusal to register in the list of third-country lawyers entitled to provide legal services in the Republic of Lithuania shall be justified and may be appealed in accordance with the procedure established in Article 73(6) of the Law on the Bar.
21. A person who has submitted an application and the necessary documents for registration in the list of third-country lawyers entitled to provide legal services in the Republic of Lithuania may retrieve the application and documents until the date of the meeting of the Council of Advocates where the application and documents will be examined.

CHAPTER IV FINAL PROVISIONS

22. The data transmitted to the Lithuanian Bar Association in accordance with the procedure set out in this Description shall be processed in accordance with the provisions of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data and repealing Directive 95/46/EC (the General Data Protection Regulation), the provisions of the Republic of Lithuania Law on the Legal Protection of Personal Data, the Rules for Processing of Personal Data in the Lithuanian Bar Association approved on 27 August 2018 by the decision of the Council of Advocates of the Lithuanian Bar Association “On the approval of the Rules for Processing of Personal Data in the Lithuanian Bar Association” and other legal acts of the Republic of Lithuania governing the processing of personal data.