

*OECD workshop “regulatory barriers to competition in professional services:
measurement and reform experience” 18-19 November 2021*

**OECD PMR INDICATORS FOR PROFESSIONAL SERVICES.
ARE CIVIL LAW NOTARIES DIFFERENT?**

Consumer protection and nature of the notarial services

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DOWNSTREAM SECTORS

PROFESSIONAL AS INTERMEDIATE INPUT

PRODUCTIVITY GROWTH

PURE COMPETITION?

POSSIBLE MARKET FAILURE

STATE INTERVENTION?

HOW? WHICH KIND OF RULES?

**PUBLIC INTEREST
FAIR FUNCTIONING
CONSUMER PROTECTION**

PMR

ENTRY BARRIERS

LESS RULES

CONSEQUENCES OF DEREGULATION?

CONSUMER SIDE?

CONDUCT REGULATION

LESS LIMITATION

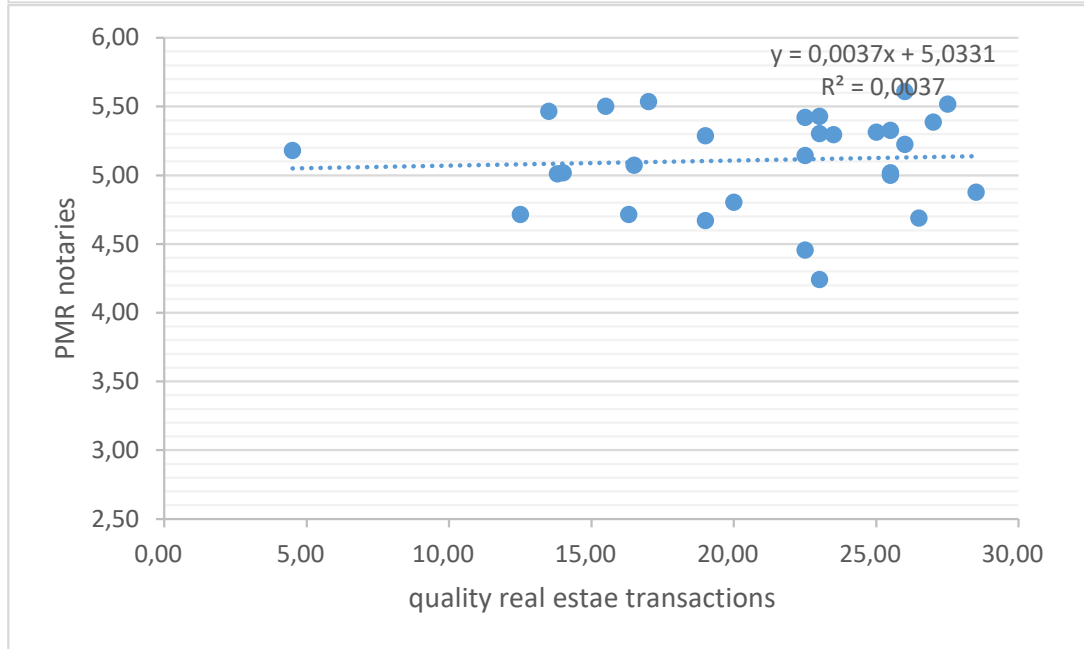
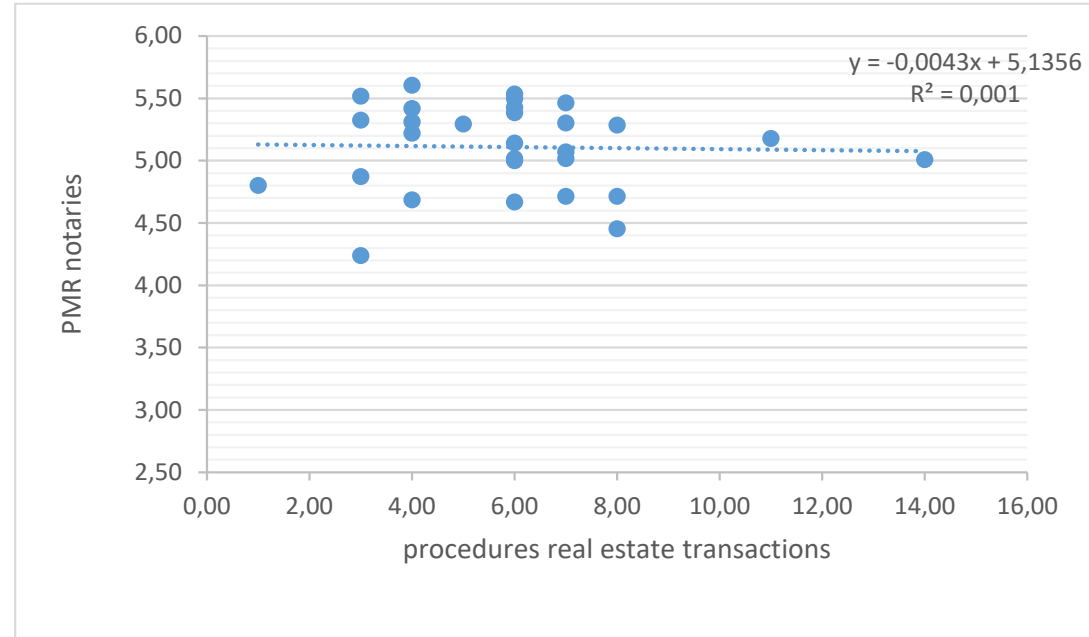
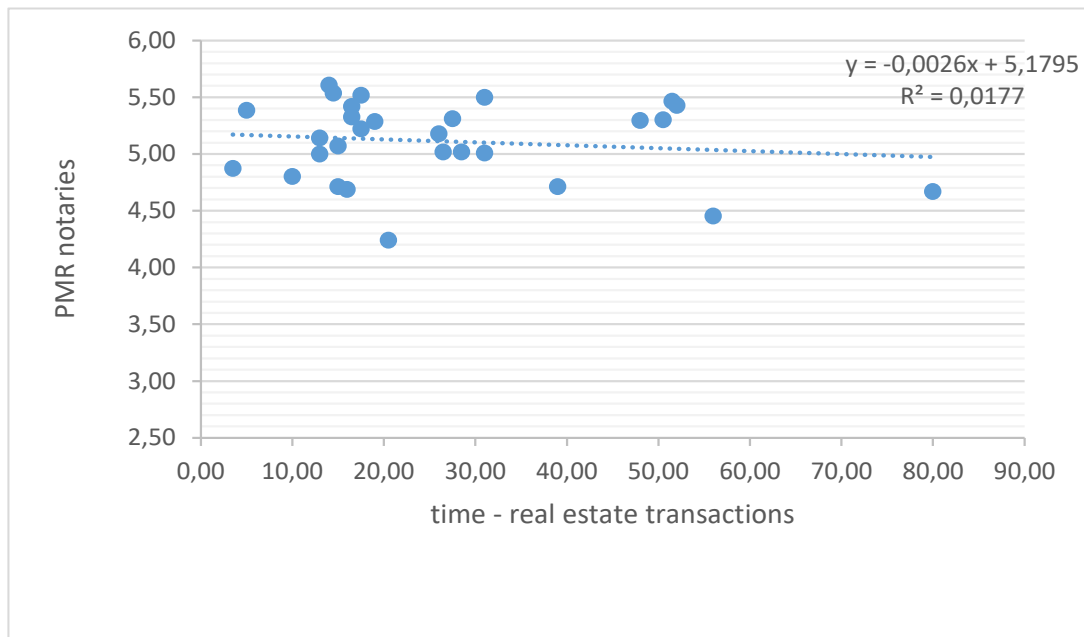
LEGAL CERTAINTY?

PROPER FUNCTIONING AND PUBLIC GOODS

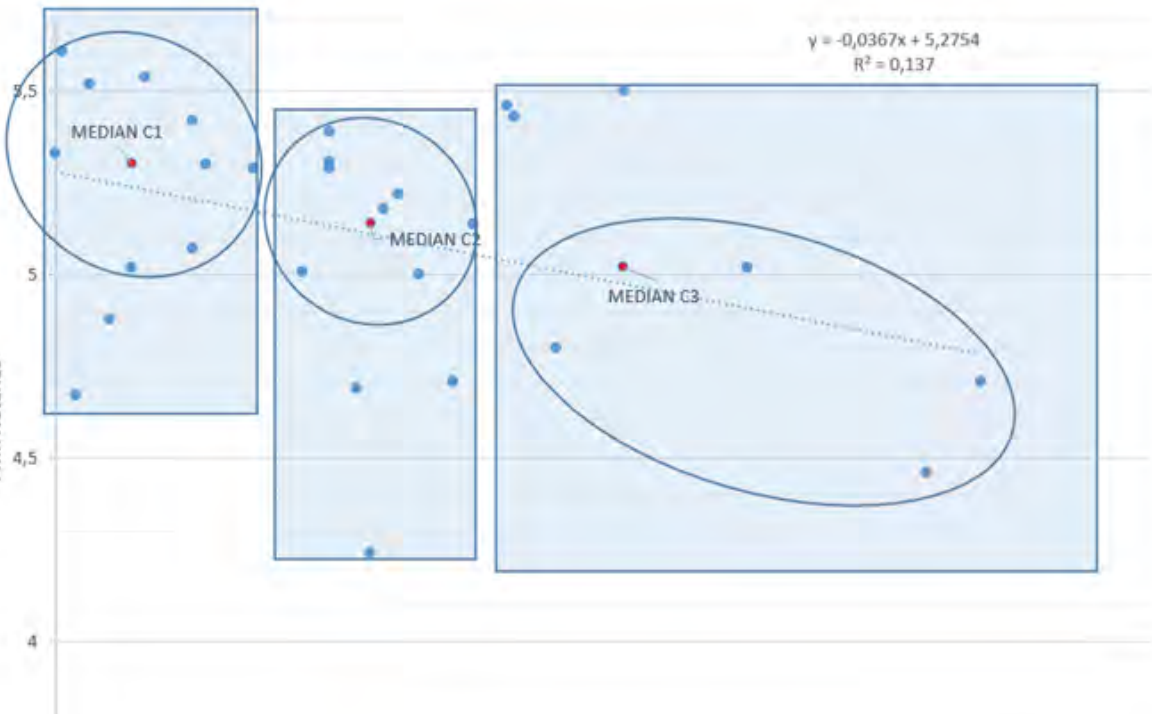
ARE SOME OF THESE CRITERIA A PROTECTION FOR ?

NO

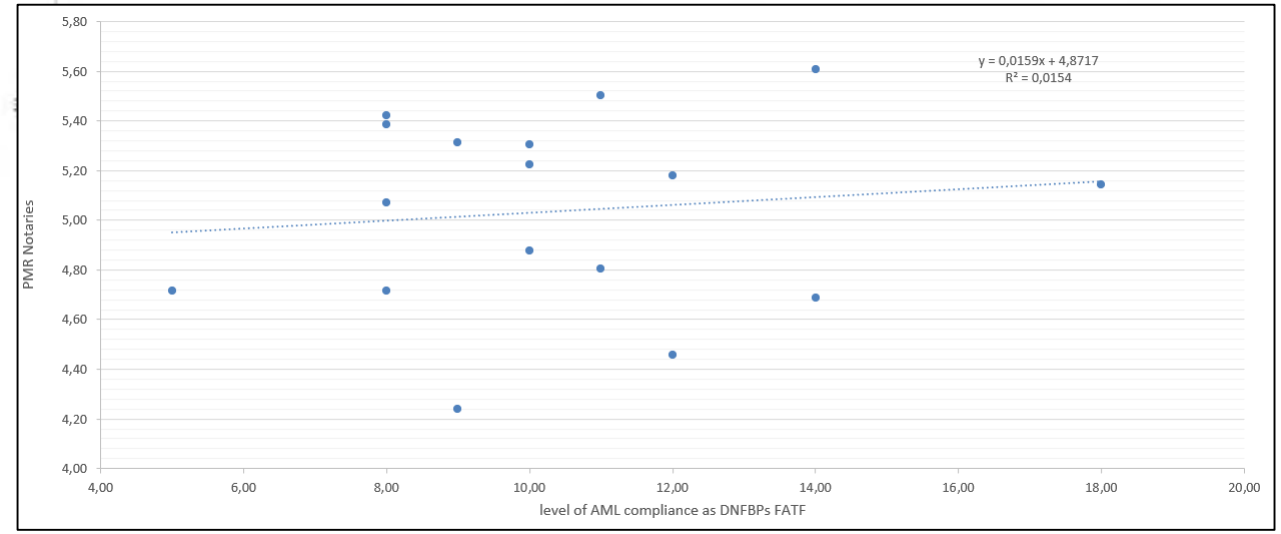
MAYBE/YES?



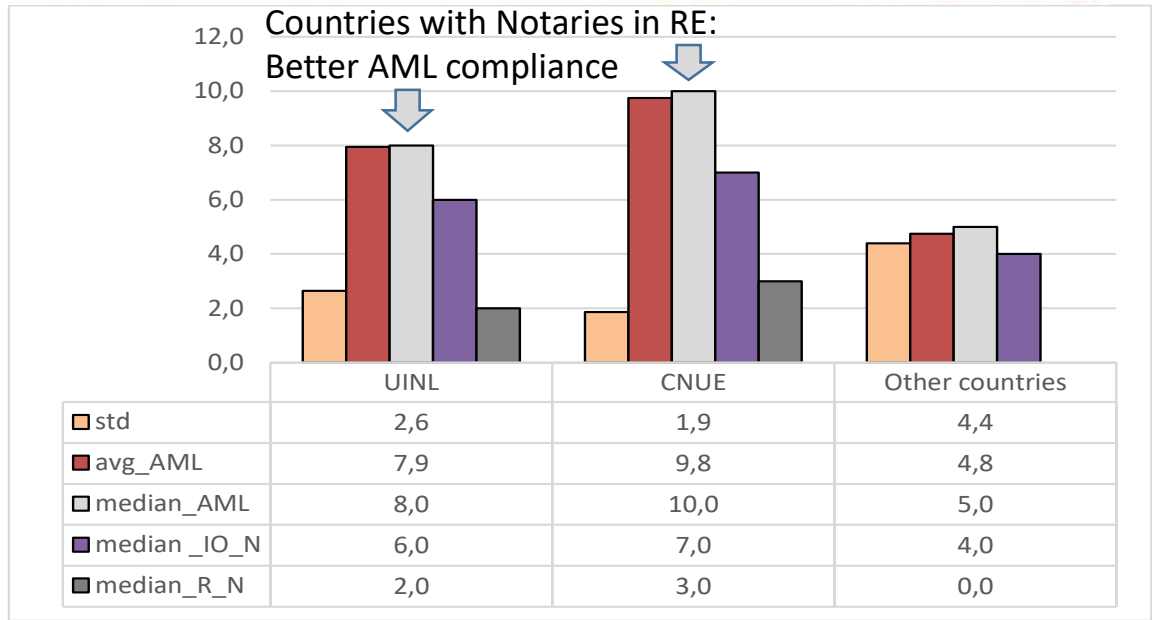
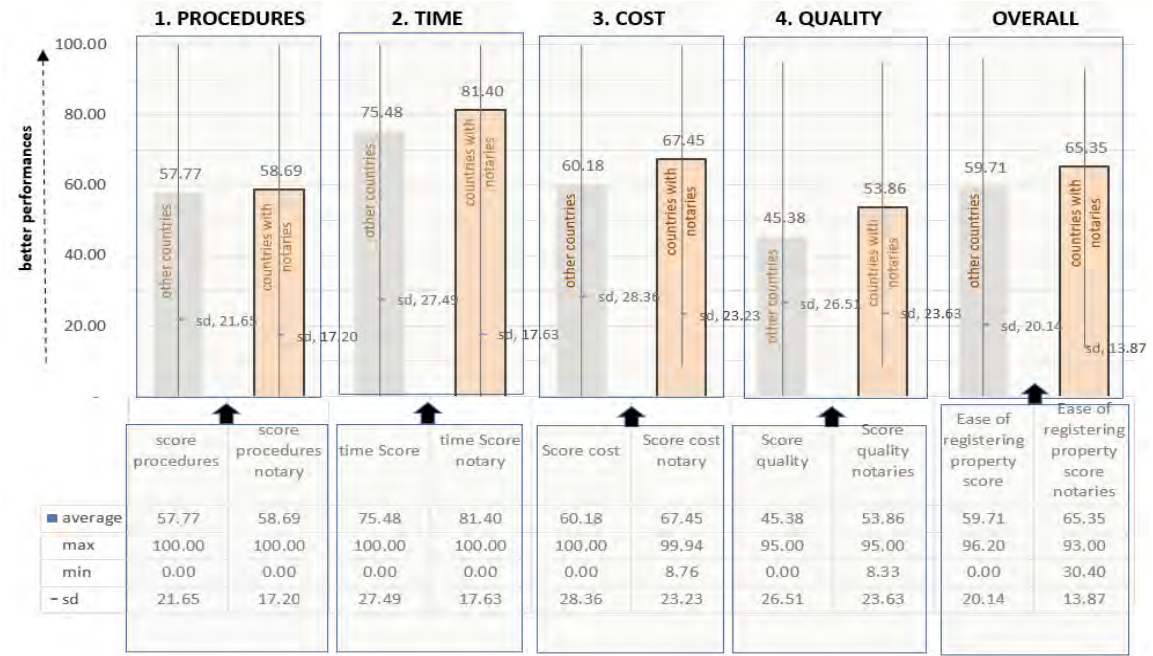
Level of regulation NOTARIES >>>



Level of regulation NOTARIES >>>



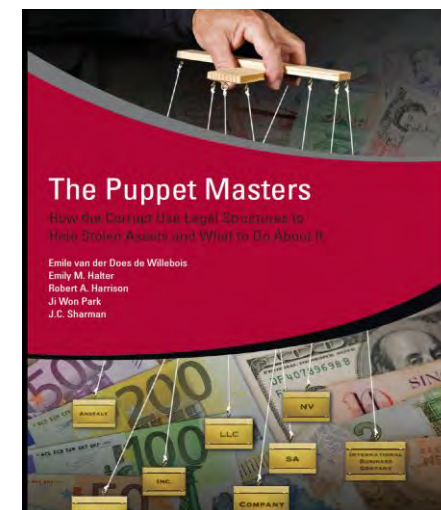
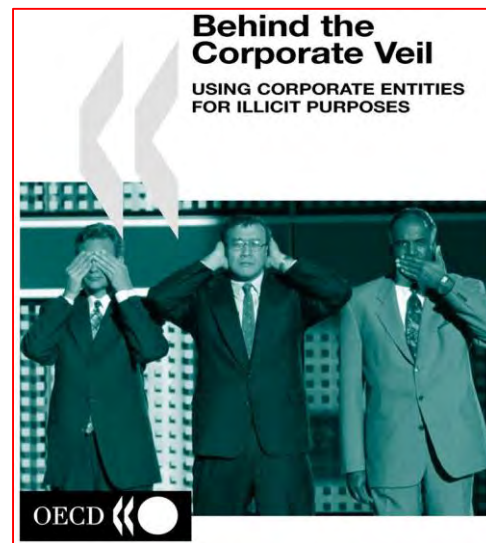
Compliance AML >>>



what role for professional bodies?

OECD report → PMR indicator

- 1 From the OECD report 2014: “ To ease administrative burdens and facilitate entry in network and services sectors, countries could for instance**abolish chamber membership requirements and reduce the number of exclusive rights of professions** ..in particular in the legal (including notaries) and accounting professions”

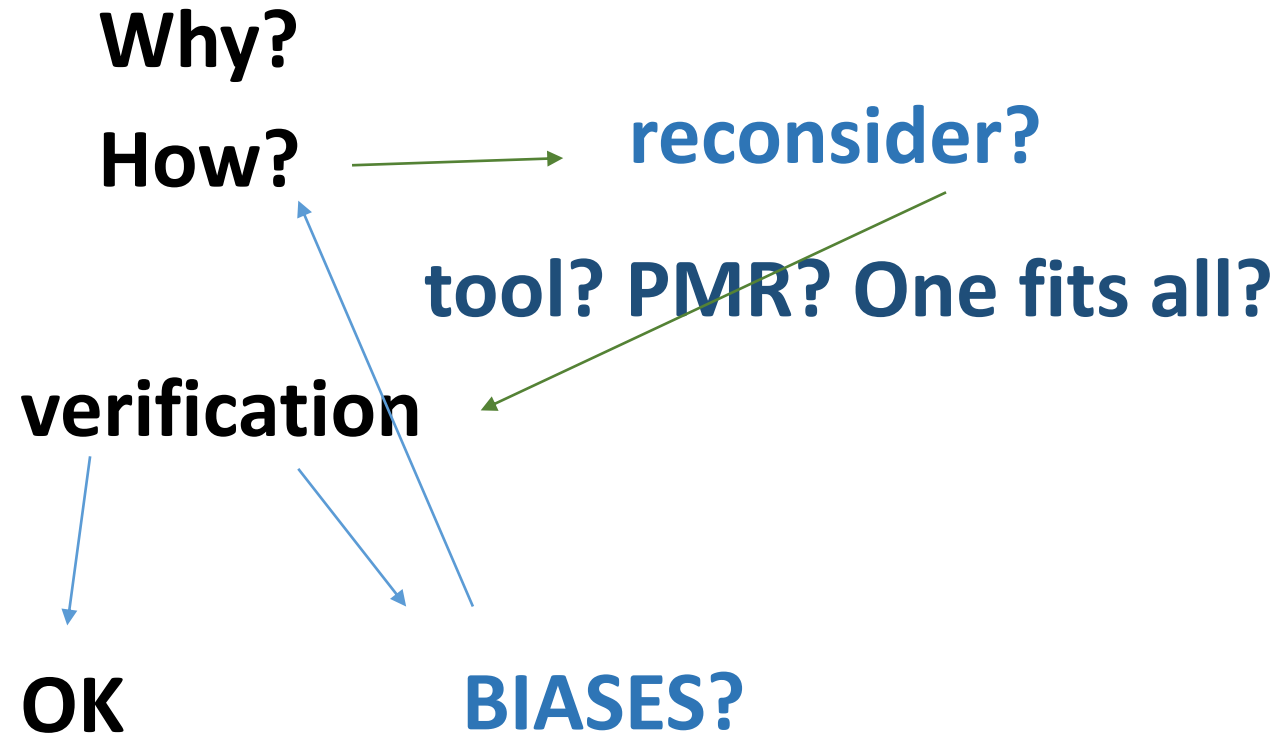


2 Statements from the FATF/RBA Guidance for Professionals (including NOTARIES)

Need of “Procedures that ensure the system for licensing lawyers/notaries prevents criminal from becoming lawyers/notaries”

“it is each country responsibility to ensure there is an adequate national framework in place in relation to regulation and supervision of legal professionals (notaries included)”

context



THANKS

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