STATUTORY INSTRUMENTS

1970 No. 785

LEGAL AID AND ADVICE, ENGLAND

The Legal Advice (Amendment) Regulations 1970

Made - - -	19*th May* 1970
Laid before Parliament	29*th May* 1970
Coming into Operation	1*st August* 1970

The Lord Chancellor, in exercise of the powers conferred on him by sections 7 and 12 of the Legal Aid and Advice Act 1949(**a**) as amended by the Legal Aid Act 1960(**b**), hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Legal Advice (Amendment) Regulations 1970 and shall come into operation on 1st August 1970.

(2) The Interpretation Act 1889(**c**) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

(3) In these Regulations a Regulation referred to by number means a Regulation so numbered in the Legal Advice Regulations 1959(**d**) as amended by the Legal Advice (Amendment) Regulations 1960(**e**).

2. Regulation 3 (which relates to the financial conditions for legal advice) shall be amended as follows :—

(1) In paragraph (1) there shall be substituted for the expression "£7 10s. 0d." the expression "£9 10s. 0d.";

(2) In paragraph (4) there shall be substituted for the expression "£2 5s. 0d." (wherever it occurs) the expression "£3 1s. 0d.";

(3) There shall be substituted for sub-paragraph (*b*) the following sub-paragraph :—

"(*b*) In respect of any child wholly or substantially maintained by him, or by any spouse of his where the capital and income of the spouse are treated as his resources—

Where the child is under 5 years of age ...	£1 8 0
Where the child is 5 or more years of age but under 11 years of age	£1 13 0
Where the child is 11 or more years of age but under 13 years of age	£2 1 0
Where the child is 13 or more years of age but under 16 years of age	£2 4 0"

(**a**) 1949 c. 51. (**b**) 1960 c. 28. (**c**) 1889 c. 63.
(**d**) S.I. 1959/47 (1959 I, p. 1550). (**e**) S.I. 1960/729 (1960 II, p. 1804).

3. In paragraph (2) of Regulation 6 (which relates to payment of solicitors there shall be substituted for the expression "£1" (wherever it occurs) the expression "£2".

Dated 19th May 1970.

Gardiner, C.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

The Regulations relax the financial conditions on which legal advice is available under section 7 of the Legal Aid and Advice Act 1949. In future it will be available to those having an income (after certain deductions) of no more than £9 10s. 0d. in the week preceding the application for legal advice (instead of £7 10s. 0d.). The Regulations also increase the fee paid to solicitors giving legal advice from £1 per half hour to £2 per half hour.

SI 1970/ 785
ISBN 0-11-000785-9

