STATUTORY INSTRUMENTS

1970 No. 1064 (S. 81)

LEGAL AID AND ADVICE, SCOTLAND

The Legal Advice (Scotland) Amendment (No. 2) Regulations 1970

Made - - -	16*th July* 1970
Laid before Parliament	23*rd July* 1970
Coming into Operation	1*st August* 1970

In exercise of the powers conferred on me by sections 7 and 15 of the Legal Aid (Scotland) Act 1967**(a)**, and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1.—(1) These regulations may be cited as the Legal Advice (Scotland) Amendment (No. 2) Regulations 1970 and shall come into operation on 1st August 1970.

(2) The Interpretation Act 1889**(b)** shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

2. Regulation 3 of the Legal Advice (Scotland) Regulations 1959**(c)**, as amended by the Legal Advice (Scotland) Amendment Regulations 1960**(d)** and the Legal Advice (Scotland) Amendment Regulations 1970**(e)** (which regulation relates to the financial conditions of legal advice) shall be amended as follows:—

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

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

(3) For paragraph (4)(*b*) there shall be substituted 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) 1967 c. 43. **(b)** 1889 c. 63. **(c)** S.I. 1959/174 (1959 I, p. 1563).
(d) S.I. 1960/757 (1960 II, p. 1839). **(e)** S.I. 1970/806 (1970 II, p. 2615).

3. The Legal Advice (Scotland) Amendment Regulations 1970 are hereby revoked.

Gordon Campbell,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
16th July 1970.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

The Regulations relax the financial conditions upon which oral legal advice is available under section 7 of the Legal Aid (Scotland) Act 1967. Legal advice will in future be available to persons having an income (after certain deductions) of not more than £9 10s. (instead of £7 10s.) in the week preceding the application for legal advice. These Regulations supersede the Legal Advice (Scotland) Amendment Regulations 1970.

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