1960 No. 407 (C. 3)

The Legal Aid and Advice Act, 1949 (Commencement No. 8) Order, 1960

Made - - - - 11th March, 1960

Whereas it is provided by subsection (2) of section 17 of the Legal Aid and Advice Act, 1949(a), that Part I of the said Act shall come into force on such day as the Lord Chancellor may by statutory instrument appoint, and that different days may be appointed for different purposes:

Now, therefore, I, David Viscount Kilmuir, Lord High Chancellor of Great Britain, in pursuance of the said provision, hereby make the following order:—

1. The following provisions of the said Act shall come into force on the 28th day of March, 1960, namely—

(*a*) sections 2 to 6 and the Third Schedule for the purpose only of making legal aid available in taking steps to assert or dispute claims to which section 5 applies;

(*b*) section 12, sections 14 to 16 and subsections (1) and (2) of section 17 in so far as they relate to legal aid in connection with such claims.

2. This Order may be cited as the Legal Aid and Advice Act, 1949 (Commencement No. 8) Order, 1960.

3. The Interpretation Act, 1889(b), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Dated this 11th day of March, 1960.

Kilmuir, C.

EXPLANATORY NOTE

(*This Note is not part of the Order, but is intended to indicate its general purport.*)

The effect of this Order is to bring into force on 28th March, 1960, section 5 of the Legal Aid and Advice Act, 1949, which provides for legal aid in taking steps to assert or dispute a claim where the question of taking, defending or being a party to proceedings does not arise or has not yet arisen but, if it did arise, the proceedings would, or might properly, be such that legal aid could be given in connection therewith under section 1 of the Act.

(a) 12, 13 & 14 Geo. 6. c. 51. (b) 52 & 53 Vict. c. 63.