STATUTORY INSTRUMENTS

1978 No. 1571

LEGAL AID AND ADVICE, ENGLAND

The Legal Aid (Financial Conditions) Regulations 1978

Made - - - -	*23rd October* 1978
Laid before Parliament	*1st November* 1978
Coming into Operation	*27th November* 1978

The Lord Chancellor, in exercise of the powers conferred on him by sections 6, 9 and 20 of the Legal Aid Act 1974(a), hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the Legal Aid (Financial Conditions) Regulations 1978 and shall come into operation on 27th November 1978.

(2) In these Regulations, unless the context otherwise requires, "the Act" means the Legal Aid Act 1974, "the 1977 Regulations" means the Legal Aid (Financial Conditions) Regulations 1977(b), and other expressions have the same meaning as in the Act.

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

2. For the yearly sum specified in section 6(1) of the Act, as amended by the 1977 Regulations, there shall be substituted the yearly sum of £2,600.

3. For the capital sum specified in section 6(1)(*a*) of the Act, as amended by the 1977 Regulations, there shall be substituted the capital sum of £1,700.

4. For the yearly sum specified in section 9(1)(*a*) of the Act, as amended by the 1977 Regulations, there shall be substituted the yearly sum of £815.

5. For the capital sum specified in section 9(1)(*b*) of the Act, as amended by the 1977 Regulations, there shall be substituted the capital sum of £365.

Elwyn-Jones, C.

Dated 23rd October 1978.

(a) 1974 c. 4. (b) S.I. 1977/1935. (c) 1889 c. 63.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations increase the financial limits of eligibility for legal aid laid down in the Legal Aid Act 1974.

The income limits are increased to make legal aid available to those with disposable incomes of not more than £2,600 a year (instead of £2,400) and available without payment of a contribution to those with disposable incomes of not more than £815 a year (instead of £760).

The capital limits are increased to make the upper limit of disposable capital, above which legal aid may be refused if it appears that the applicant could afford to proceed without legal aid, £1,700 (instead of £1,600) and the lower limit of disposable capital, below which no contribution in respect of capital may be required, £365 (instead of £340).

SI 1978/1571
ISBN 0-11-084571-4

