# 1959 No. 1805

## The Legal Aid (General) (Amendment No. 4) Regulations, 1959

| | |
|---|---|
| *Made* - - - - | *27th October*, 1959 |
| *Laid before Parliament* | *2nd November*, 1959 |
| *Coming into Operation* | *3rd November*, 1959 |

I, David Viscount Kilmuir, Lord High Chancellor of Great Britain, in pursuance of the powers conferred upon me by Part I of the Legal Aid and Advice Act, 1949(a), hereby make the following Regulations :—

**1.** These Regulations may be cited as the Legal Aid (General) (Amendment No. 4) Regulations, 1959, and shall come into operation on the third day of November, 1959.

**2.** In the Legal Aid (General) Regulations, 1950(b), as amended(c), in paragraph (10) of Regulation 5 (which provides for an applicant for legal aid being represented in certain cases by a solicitor employed by The Law Society) for the words " the maximum contribution payable by the applicant is not more than ten pounds " there shall be substituted the words " the disposable income of the applicant is not more than one hundred and thirty pounds and his disposable capital is not more than eighty-five pounds ", and at the end of the proviso to that paragraph there shall be added the words " or (*c*) where in the opinion of The Law Society a solicitor employed by them is not reasonably available to act for the applicant ".

Dated this 27th day of October, 1959.

*Kilmuir*, C.

---

### EXPLANATORY NOTE

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

Subsection (7) of section 6 of the Legal Aid and Advice Act, 1949, provides that where the maximum contribution payable to the Legal Aid Fund by a person receiving legal aid in connection with a matrimonial cause is not more than £10 then, unless Regulations otherwise provide, the solicitor to act for him shall not be a solicitor selected from the panel but a solicitor employed whole-time for a salary to deal with such cases. These Regulations provide that whole-time salaried solicitors are not in future to act for persons whose disposable income is more than £130 and whose disposable capital is more than £85, or where in the opinion of The Law Society the services of such a solicitor are not reasonably available.

---

(a) 12, 13 & 14 Geo. 6. c. 51. (b) S.I. 1950/1359 (1950 I, p. 1199).
(c) S.I. 1954/166, 1955/1829, 1959/1060 (1954 I, p. 1123, 1955 I, p. 1087; 1959 I, p. 1548).