EXPLANATORY NOTE

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

These Regulations amend the Legal Aid (General) Regulations, 1950, as amended by the Legal Aid (General) (Amendment No. 1) Regulations, 1954, which make provision for legal aid in proceedings in or commencing in the Supreme Court, any county court and certain local courts. By Regulation 2 legal aid may be refused in a trivial case or in proceedings which are normally conducted in person; Regulation 6 reduces the period within which an appeal against the refusal of legal aid must be brought; Regulation 9 clarifies the position of a solicitor whose client obtains legal aid during the course of proceedings; by Regulation 12 the charge for the benefit of the Legal Aid Fund on property recovered in proceedings under the Married Women's Property Act, 1882, may be limited to the net deficiency in the Fund due to those proceedings alone even though they may form part of wider proceedings in a matrimonial cause. Other amendments are of a drafting character or make minor administrative or procedural changes.

1955 No. 1904

The Legal Aid (Various Courts) Regulations, 1955

Made - - - -	*16th December,* 1955
Laid before Parliament	*21st December,* 1955
Coming into Operation	*1st January,* 1956

In pursuance of the powers conferred upon me by paragraphs 1 (3) and 2 (4) of the Third Schedule to the Legal Aid and Advice Act, 1949(a), I, David Viscount Kilmuir, Lord High Chancellor of Great Britain, hereby make the following Regulations:—

1.—(1) These Regulations may be cited as the Legal Aid (Various Courts) Regulations, 1955, and shall come into operation on the first day of January, 1956.

(2) In these Regulations—

"the Act" means the Legal Aid and Advice Act, 1949;

proceedings in a court to which the Regulations extend shall be deemed to include proceedings before any person to whom a case is referred in whole or in part by that court.

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

2.—(1) The provisions of paragraphs 1 to 4 of the Third Schedule to the Act (which relates to the remuneration to be paid to barristers and solicitors giving legal aid under Part I of the Act) shall apply—

(*a*) to proceedings in the Mayor's and City of London Court being proceedings within the jurisdiction of a county court; and

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

(*b*) to proceedings in—

(i) the Liverpool Court of Passage,

(ii) the Court of Record for the Hundred of Salford in the County of Lancaster,

(iii) the Tolzey Court of Bristol,

(iv) the Norwich Guildhall Court,

as they apply to proceedings in a county court.

(2) The provisions of the said paragraphs 1 to 4 shall apply—

(*a*) to proceedings in the Mayor's and City of London Court not being proceedings within the jurisdiction of a county court; and

(*b*) to proceedings in the Chancery Court of the County Palatine of Durham,

as they apply to proceedings in the Supreme Court.

3. In the case of proceedings in any of the courts mentioned in the last preceding Regulation, Regulation 18 of the Legal Aid (General) Regulations, 1950(**a**), as amended, shall have effect as if for references to the Third Schedule to the Act there were substituted references to the said Third Schedule as modified by the last preceding Regulation.

Kilmuir, C.

Dated this 16th day of December, 1955.

EXPLANATORY NOTE

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

The Regulations make provision for the remuneration of barristers and solicitors giving legal aid in connection with proceedings in various local courts. Their general effect is to remunerate them at the rate applicable for equivalent proceedings in the High Court or County Court.

(a) S.I. 1950/1359 (1950 I, p. 1199).