1963 No. 37

CRIMINAL PROCEDURE, ENGLAND AND WALES

The Poor Prisoners' Defence (Legal Aid Certificate) Regulations 1963

Made - - - -	10*th January* 1963
Coming into Operation	1*st February* 1963

In pursuance of the powers conferred upon me by sections 21 and 22 of the Legal Aid and Advice Act 1949(a), I hereby make the following Regulations:—

1. In sub-paragraph (*a*) of Regulation 2 (3) of the Poor Prisoners' Defence (Legal Aid Certificate) Regulations 1960(b) (which makes provision for the payment to counsel assigned under a legal aid certificate in respect of any conference or consultation not lasting more than half an hour of a fee not exceeding £2 7s. 0d.), for the words "not exceeding" there shall be substituted the word "of".

2. In sub-paragraph (*c*) of the said Regulation 2 (3) (which makes provision for the payment to such counsel, in respect of any application to the court for a case, which is in a list of cases to be heard on any particular day, not to be heard on that day, of such fee as appears to be proper in all the circumstances), after the words "in respect of" there shall be inserted the words "any appearance on".

3. These Regulations may be cited as the Poor Prisoners' Defence (Legal Aid Certificate) Regulations 1963 and shall come into operation on 1st February 1963.

Henry Brooke,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
10th January 1963.

(a) 12, 13 & 14 Geo. 6. c. 51. (b) S.I. 1960/261 (1960 I. p. 849).

EXPLANATORY NOTE

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

These Regulations amend the Poor Prisoners' Defence (Legal Aid Certificate) Regulations 1960 in relation to the amounts payable out of the Legal Aid Fund set up under Part I of the Legal Aid and Advice Act 1949 to counsel assigned under a legal aid certificate granted under section 2 of the Poor Prisoners' Defence Act 1930 by a magistrates' court. Under Regulation 1, the former maximum fee for a short conference is made the standard fee, and Regulation 2 removes a doubt whether the fee payable in respect of an application for the postponement of a case is payable where counsel appears on such an application made by counsel for the prosecution.