
STATUTORY INSTRUMENTS

2010 No. 1181

**LEGAL SERVICES COMMISSION,
ENGLAND AND WALES**

**The Criminal Defence Service (Funding)
(Amendment No. 2) Order 2010**

Made - - - - 5th April 2010

Laid before Parliament 6th April 2010

Coming into force in accordance with article 2

The Lord Chancellor makes this Order in exercise of the powers conferred by sections 14(3) and 25(8A) of the Access to Justice Act 1999(1).

He has consulted the General Council of the Bar and the Law Society in accordance with section 25(2) of that Act and has had regard to the matters specified in section 25(3) of that Act.

Citation, commencement and interpretation

1. This Order may be cited as the Criminal Defence Service (Funding) (Amendment No. 2) Order 2010.

2. This Order comes into force on 27th April 2010, except for article 5 which comes into force on 14th July 2010.

3. In this Order—

- (a) “representation order” means a document granting a right to representation;
- (b) “the 2007 Order” means the Criminal Defence Service (Funding) Order 2007(2).

Amendments to the 2007 Order

4. The 2007 Order is amended in accordance with articles 5 to 8 of this Order.

5.—(1) This article applies to proceedings in which a representation order is granted on or after 14th July 2010.

(1) 1999 c. 22: section 25(8A) was inserted by section 153(3) of the Coroners and Justice Act 2009 (c. 25). The reference in section 14(3) to the Lord Chancellor was changed to the Secretary of State by S.I. 2003/1887 and changed back to the Lord Chancellor by S.I. 2005/3429.

(2) S.I. 2007/1174. Relevant amending instruments are S.I. 2007/3552, 2009/1843, 2009/2086.

- (2) In article 2, for the definition of “Very High Cost Case” substitute—
- ““Very High Cost Case” means a case in which a representation order has been granted and which the Commission classifies as a Very High Cost Case on the grounds that—
- (a) in relation to fees claimed by litigators—
 - (i) if the case were to proceed to trial, the trial would in the opinion of the Commission be likely to last for more than 40 days, and the Commission considers that there are no exceptional circumstances which make it unsuitable to be dealt with under its contractual arrangements for Very High Cost Cases; or
 - (ii) if the case were to proceed to trial, the trial would in the opinion of the Commission be likely to last no fewer than 25 and no more than 40 days and the Commission considers that there are circumstances which make it suitable to be dealt with under its contractual arrangements for Very High Cases;
 - (b) in relation to fees claimed by advocates, if the case were to proceed to trial, the trial would in the opinion of the Commission be likely to last for more than 60 days, and the Commission considers that there are no exceptional circumstances which make it unsuitable to be dealt with under its contractual arrangements for Very High Cost Cases.”
- (3) In —
- (a) paragraphs 20(7A) and 24A(1), (2)(a) and (3) of Schedule 1, after each reference to “Very High Cost Case” insert “(in relation to fees claimed by advocates)”;
 - (b) paragraphs 2(6) and 2(7) of Schedule 2, after each reference to “Very High Cost Case” insert “(in relation to fees claimed by litigators)”;
 - (c) paragraph 25(1) of Schedule 2, after the first reference to “Very High Cost Case” insert “(in relation to fees claimed by advocates)”.

6.—(1) This article applies to proceedings in which a representation order is granted on or after 27th April 2010 but before 1st April 2011.

- (2) In Schedule 1 to the 2007 Order—
- (a) for the Table of Fees and Uplifts following paragraph 5, and the heading to that table, substitute the table and heading in Part 1 of Schedule 1 to this Order;
 - (b) for Tables A and B following paragraph 7, and the headings to those tables, substitute the tables and headings in Part 2 of Schedule 1 to this Order;
 - (c) for the table following paragraph 11(2)(c), substitute the table in Part 3 of Schedule 1 to this Order;
 - (d) for the table following paragraph 19, and the heading to that table, substitute the table and heading in Part 4 of Schedule 1 to this Order;
 - (e) for the table following paragraph 25, and the heading to that table, substitute the table and heading in Part 5 of Schedule 1 to this Order.

7.—(1) This article applies where a representation order is granted on or after 1st April 2011 but before 1st April 2012.

- (2) In Schedule 1 to the 2007 Order—
- (a) for the Table of Fees and Uplifts following paragraph 5, and the heading to that table, substitute the table and heading in Part 1 of Schedule 2 to this Order;
 - (b) for Tables A and B following paragraph 7, and the headings to those tables, substitute the tables and headings in Part 2 of Schedule 2 to this Order;

- (c) for the table following paragraph 11(2)(c), substitute the table in Part 3 of Schedule 2 to this Order;
- (d) for the table following paragraph 19, and the heading to that table, substitute the table and heading in Part 4 of Schedule 2 to this Order;
- (e) for the table following paragraph 25, and the heading to that table, substitute the table and heading in Part 5 of Schedule 2 to this Order.

8.—(1) This article applies where a representation order is granted on or after 1st April 2012.

(2) In Schedule 1 to the 2007 Order—

- (a) for the Table of Fees and Uplifts following paragraph 5, and the heading to that table, substitute the table and heading in Part 1 of Schedule 3 to this Order;
- (b) for Tables A and B following paragraph 7, and the headings to those tables, substitute the tables and headings in Part 2 of Schedule 3 to this Order;
- (c) for the table following paragraph 11(2)(c), substitute the table in Part 3 of Schedule 3 to this Order;
- (d) for the table following paragraph 19, and the heading to that table, substitute the table and heading in Part 4 of Schedule 3 to this Order;
- (e) for the table following paragraph 25, and the heading to that table, substitute the table and heading in Part 5 of Schedule 3 to this Order.

Signed by authority of the Lord Chancellor

5th April 2010

Bach
Parliamentary Under Secretary of State
Ministry of Justice

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 1

Article 6

PART 1

“Table of Fees and Uplifts

| <i>Class of Offence</i> | <i>Basic Fee (B)</i> (£) | <i>Daily attendance fee</i> (D) (£) | <i>Evidence Uplift</i> (E) (£) | <i>Witness Uplift</i> (W) (£) |
|-------------------------|-----------------------------|---|--------------------------------------|-------------------------------------|
| QC | | | | |
| A | 4,234 | 1,262 | 1.80 | 7.21 |
| B | 2,792 | 946 | 1.80 | 7.21 |
| C | 2,173 | 901 | 1.80 | 7.21 |
| D | 2,522 | 901 | 1.80 | 7.21 |
| E | 1,671 | 676 | 1.80 | 7.21 |
| F | 1,671 | 676 | 1.80 | 7.21 |
| G | 2,101 | 901 | 1.80 | 7.21 |
| H | 2,101 | 901 | 1.80 | 7.21 |
| I | 2,343 | 901 | 1.80 | 7.21 |
| J | 3,153 | 1,081 | 1.80 | 7.21 |
| K | 3,153 | 1,081 | 1.80 | 7.21 |
| Leading Junior | | | | |
| A | 3,175 | 946 | 1.36 | 5.41 |
| B | 2,094 | 710 | 1.36 | 5.41 |
| C | 1,629 | 676 | 1.36 | 5.41 |
| D | 1,892 | 676 | 1.36 | 5.41 |
| E | 1,254 | 507 | 1.36 | 5.41 |
| F | 1,254 | 507 | 1.36 | 5.41 |
| G | 1,576 | 676 | 1.36 | 5.41 |
| H | 1,576 | 676 | 1.36 | 5.41 |
| I | 1,757 | 676 | 1.36 | 5.41 |
| J | 2,365 | 811 | 1.36 | 5.41 |
| K | 2,365 | 811 | 1.36 | 5.41 |
| Led Junior | | | | |
| A | 2,177 | 630 | 0.90 | 3.60 |
| B | 1,396 | 473 | 0.90 | 3.60 |
| C | 991 | 451 | 0.90 | 3.60 |

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| <i>Class of Offence</i> | <i>Basic Fee (B)</i> (£) | <i>Daily attendance fee</i> (D) (£) | <i>Evidence Uplift</i> (E) (£) | <i>Witness Uplift</i> (W) (£) |
|-------------------------|-----------------------------|---|--------------------------------------|-------------------------------------|
| D | 1,242 | 451 | 0.90 | 3.60 |
| E | 766 | 338 | 0.90 | 3.60 |
| F | 766 | 338 | 0.90 | 3.60 |
| G | 1,051 | 451 | 0.90 | 3.60 |
| H | 901 | 451 | 0.90 | 3.60 |
| I | 1,081 | 451 | 0.90 | 3.60 |
| J | 1,802 | 541 | 0.90 | 3.60 |
| K | 1,577 | 541 | 0.90 | 3.60 |
| Junior alone | | | | |
| A | 2,432 | 743 | 1.08 | 5.41 |
| B | 1,441 | 518 | 1.08 | 5.41 |
| C | 991 | 451 | 1.08 | 5.41 |
| D | 1,242 | 451 | 1.08 | 5.41 |
| E | 721 | 360 | 1.08 | 5.41 |
| F | 766 | 360 | 1.08 | 5.41 |
| G | 1,351 | 451 | 1.08 | 5.41 |
| H | 901 | 451 | 1.08 | 5.41 |
| I | 1,081 | 451 | 1.08 | 5.41 |
| J | 1,802 | 585 | 1.08 | 5.41 |
| K | 1,802 | 585 | 1.08 | 5.41” |

PART 2

“Table A—Fees and uplifts in guilty pleas and trials which crack in the first third

| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 1,000)</i> | <i>Evidence uplift per page of prosecution evidence (1,001 to 10,000)</i> |
|-------------------------|------------------|--|---|
| QC | | | |
| A | 2,252 | 2.42 | 1.12 |
| B | 1,441 | 1.99 | 0.99 |
| C | 1,351 | 1.41 | 0.71 |
| D | 1,441 | 3.15 | 1.58 |

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| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 1,000)</i> | <i>Evidence uplift per page of prosecution evidence (1,001 to 10,000)</i> |
|-------------------------|------------------|--|---|
| E | 1,194 | 1.01 | 0.51 |
| F | 1,194 | 1.33 | 0.67 |
| G | 1,351 | 1.76 | 0.88 |
| H | 1,351 | 1.82 | 0.91 |
| I | 1,351 | 1.78 | 0.88 |
| J | 1,892 | 3.15 | 1.58 |
| K | 1,892 | 1.76 | 0.88 |
| Leading Junior | | | |
| A | 1,689 | 1.81 | 0.84 |
| B | 1,081 | 1.49 | 0.74 |
| C | 1,013 | 1.06 | 0.53 |
| D | 1,081 | 2.37 | 1.18 |
| E | 895 | 0.76 | 0.38 |
| F | 895 | 0.99 | 0.51 |
| G | 1,013 | 1.32 | 0.66 |
| H | 1,013 | 1.37 | 0.68 |
| I | 1,013 | 1.34 | 0.66 |
| J | 1,419 | 2.37 | 1.18 |
| K | 1,419 | 1.32 | 0.66 |
| Led Junior | | | |
| A | 1,126 | 1.21 | 0.56 |
| B | 721 | 0.99 | 0.50 |
| C | 676 | 0.71 | 0.35 |
| D | 721 | 1.58 | 0.79 |
| E | 597 | 0.51 | 0.26 |
| F | 597 | 0.67 | 0.33 |
| G | 676 | 0.88 | 0.44 |
| H | 676 | 0.92 | 0.46 |
| I | 676 | 0.89 | 0.44 |
| J | 946 | 1.58 | 0.79 |
| K | 946 | 0.88 | 0.44 |
| Junior Alone | | | |
| A | 1,253 | 1.03 | 0.52 |

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| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 1,000)</i> | <i>Evidence uplift per page of prosecution evidence (1,001 to 10,000)</i> |
|-------------------------|------------------|--|---|
| B | 766 | 0.90 | 0.45 |
| C | 496 | 0.66 | 0.33 |
| D | 766 | 1.31 | 0.65 |
| E | 451 | 0.39 | 0.19 |
| F | 451 | 0.60 | 0.30 |
| G | 721 | 1.13 | 0.56 |
| H | 541 | 0.60 | 0.31 |
| I | 630 | 0.47 | 0.24 |
| J | 1,081 | 1.31 | 0.65 |
| K | 1,081 | 1.13 | 0.56” |

“Table B—Fees and uplifts in trials which crack in the second or final third

| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 250)</i> | <i>Evidence uplift per page of prosecution evidence (pages 251 to 1,000)</i> | <i>A case that cracks in the second third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> | <i>A case that cracks in the final third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> |
|-------------------------|------------------|--|--|--|---|
| QC | | | | | |
| A | 3,424 | 4.49 | 1.12 | 1.48 | 4.49 |
| B | 2,162 | 3.97 | 0.99 | 1.32 | 3.97 |
| C | 1,886 | 2.82 | 0.71 | 0.93 | 2.82 |
| D | 2,162 | 6.29 | 1.58 | 2.08 | 6.29 |
| E | 1,528 | 2.02 | 0.51 | 0.67 | 2.02 |
| F | 1,528 | 2.65 | 0.67 | 0.88 | 2.65 |
| G | 1,910 | 3.51 | 0.88 | 1.17 | 3.51 |
| H | 1,910 | 3.63 | 0.91 | 1.19 | 3.63 |
| I | 1,982 | 3.55 | 0.88 | 1.17 | 3.55 |
| J | 2,883 | 6.29 | 1.58 | 2.08 | 6.29 |
| K | 2,883 | 3.51 | 0.88 | 1.17 | 3.51 |

Leading Junior

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 250)</i> | <i>Evidence uplift per page of prosecution evidence (pages 251 to 1,000)</i> | <i>A case that cracks in the second third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> | <i>A case that cracks in the final third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> |
|-------------------------|------------------|--|--|--|---|
| A | 2,568 | 3.37 | 0.84 | 1.11 | 3.37 |
| B | 1,622 | 2.98 | 0.74 | 0.99 | 2.98 |
| C | 1,415 | 2.11 | 0.53 | 0.70 | 2.11 |
| D | 1,622 | 4.72 | 1.18 | 1.57 | 4.72 |
| E | 1,146 | 1.51 | 0.38 | 0.51 | 1.51 |
| F | 1,146 | 1.99 | 0.51 | 0.66 | 1.99 |
| G | 1,433 | 2.64 | 0.66 | 0.88 | 2.64 |
| H | 1,433 | 2.72 | 0.68 | 0.90 | 2.72 |
| I | 1,486 | 2.66 | 0.66 | 0.88 | 2.66 |
| J | 2,162 | 4.72 | 1.18 | 1.57 | 4.72 |
| K | 2,162 | 2.64 | 0.66 | 0.88 | 2.64 |
| Led Junior | | | | | |
| A | 1,712 | 2.24 | 0.56 | 0.74 | 2.24 |
| B | 1,081 | 1.99 | 0.50 | 0.66 | 1.99 |
| C | 943 | 1.41 | 0.35 | 0.47 | 1.41 |
| D | 1,081 | 3.15 | 0.79 | 1.04 | 3.15 |
| E | 764 | 1.01 | 0.26 | 0.33 | 1.01 |
| F | 764 | 1.33 | 0.33 | 0.44 | 1.33 |
| G | 955 | 1.76 | 0.44 | 0.58 | 1.76 |
| H | 955 | 1.81 | 0.46 | 0.60 | 1.81 |
| I | 991 | 1.78 | 0.44 | 0.59 | 1.78 |
| J | 1,442 | 3.15 | 0.79 | 1.04 | 3.15 |
| K | 1,442 | 1.76 | 0.44 | 0.58 | 1.76 |
| Junior alone | | | | | |
| A | 1,892 | 4.42 | 2.05 | 0.68 | 2.05 |
| B | 1,126 | 3.85 | 1.80 | 0.59 | 1.80 |
| C | 721 | 2.86 | 1.33 | 0.44 | 1.33 |
| D | 1,003 | 5.61 | 2.61 | 0.86 | 2.61 |

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| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 250)</i> | <i>Evidence uplift per page of prosecution evidence (pages 251 to 1,000)</i> | <i>A case that cracks in the second third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> | <i>A case that cracks in the final third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> |
|-------------------------|------------------|--|--|--|---|
| E | 630 | 1.67 | 0.78 | 0.26 | 0.78 |
| F | 630 | 2.58 | 1.19 | 0.40 | 1.19 |
| G | 1,081 | 4.85 | 2.26 | 0.74 | 2.26 |
| H | 766 | 2.59 | 1.20 | 0.40 | 1.20 |
| I | 901 | 2.02 | 0.94 | 0.31 | 0.94 |
| J | 1,622 | 5.61 | 2.61 | 0.86 | 2.61 |
| K | 1,532 | 4.85 | 2.26 | 0.74 | 2.26” |

PART 3

| “Fees for confiscation hearings (£) | | | | |
|--|------------|------------------------|----------------------|--------------------|
| | Fee for QC | Fee for leading junior | Fee for junior alone | Fee for led junior |
| <i>1 – Daily and half-daily rates</i> | | | | |
| Half-daily rate | 300 | 225 | 150 | 150 |
| Daily rate | 575 | 400 | 275 | 275 |
| <i>2 – Pages of evidence</i> | | | | |
| 51-250 | 750 | 625 | 500 | 375 |
| 251-500 | 1,125 | 938 | 750 | 562 |
| 501-750 | 1,500 | 1,250 | 1,000 | 750 |
| 751-1000 | 2,250 | 1,875 | 1,500 | 1,125 |
| <i>3 - Preparation</i> | | | | |
| Hourly rates | 85 | 65 | 45 | 45” |

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PART 4

“Fixed Fees

| <i>Category of work</i> | <i>Paragraph providing for fee</i> | <i>Fee for QC (£)</i> | <i>Fee for leading junior (£)</i> | <i>Fee for led junior or junior alone (£)</i> |
|--|------------------------------------|-----------------------|-----------------------------------|---|
| Standard appearance | 9(2) | 191 per day | 143 per day | 96 per day |
| Paper plea and case management hearing | 9(3) | 29 per case | 29 per case | 29 per case |
| Abuse of process hearing | 10(1)(a) | 287 Half day | 215 Half day | 143 Half day |
| | | 549 Full day | 382 Full day | 263 Full day |
| Hearings relating to disclosure | 10(1)(b) and (c) | 287 Half day | 215 Half day | 143 Half day |
| | | 549 Full day | 382 Full day | 263 Full day |
| Hearings relating to the admissibility of evidence | 10(1)(d) | 287 Half day | 215 Half day | 143 Half day |
| | | 549 Full day | 382 Full day | 263 Full day |
| Hearings on withdrawal of guilty plea | 10(1)(e) | 287 Half day | 215 Half day | 143 Half day |
| | | 549 Full day | 382 Full day | 263 Full day |
| Deferred sentencing hearing | 12(1)(a) | 358 per day | 263 per day | 191 per day |
| Sentencing hearing | 12(1)(b) | 287 per day | 191 per day | 119 per day |
| Ineffective trial payment | 13 | 310 per day | 215 per day | 143 per day |
| Special preparation | 14 | 81 per hour | 62 per hour | 43 per hour |
| Wasted preparation | 15 | 81 per hour | 62 per hour | 43 per hour |
| Conferences and views | 16 | 81 per hour | 62 per hour | 43 per hour |
| Appeals to the Crown Court against conviction | 17(1) | 287 per day | 215 per day | 143 per day |
| Appeals to the Crown Court against sentence | 17(1) | 239 per day | 167 per day | 119 per day |

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| <i>Category of work</i> | <i>Paragraph providing for fee</i> | <i>Fee for QC (£)</i> | <i>Fee for leading junior (£)</i> | <i>Fee for led junior or junior alone (£)</i> |
|--|------------------------------------|------------------------------|-----------------------------------|---|
| Proceedings relating to breach of an order of the Crown Court | 17(1) | 239 per day | 167 per day | 119 per day |
| Committal sentence | for 17(1) | 287 per day | 215 per day | 143 per day |
| Adjourned appeals, committals for sentence and breach hearings | 17(2) | 191 per day | 143 per day | 96 per day |
| Bail applications, mentions and other applications in appeals, committals for sentence and breach hearings | 17(3) | 191 per day | 143 per day | 96 per day |
| Second and subsequent days of an application to dismiss | 18(6) | 287 Half day 549 Full day | 215 Half day 382 Full day | 143 Half day 263 Full day |
| Noting brief | 19 | | | 119 per day” |

PART 5

“Daily rates payable where a trial lasts over 40 days

| <i>Class of Offence</i> | <i>Daily rate payable for days 41-50 (£)</i> | <i>Daily rate payable for days 51 and over (£)</i> |
|-------------------------|--|--|
| QC | | |
| A | 606 | 649 |
| B | 427 | 457 |
| C | 427 | 457 |
| D | 427 | 457 |
| E | 427 | 457 |
| F | 427 | 457 |
| G | 427 | 457 |
| H | 427 | 457 |
| I | 427 | 457 |

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| <i>Class of Offence</i> | <i>Daily rate payable for days 41-50 (£)</i> | <i>Daily rate payable for days 51 and over (£)</i> |
|----------------------------|--|--|
| J | 427 | 457 |
| K | 427 | 457 |
| Leading Junior | | |
| A | 520 | 557 |
| B | 366 | 393 |
| C | 366 | 393 |
| D | 366 | 393 |
| E | 366 | 393 |
| F | 366 | 393 |
| G | 366 | 393 |
| H | 366 | 393 |
| I | 366 | 393 |
| J | 366 | 393 |
| K | 366 | 393 |
| Led Junior | | |
| A | 347 | 371 |
| B | 244 | 262 |
| C | 244 | 262 |
| D | 244 | 262 |
| E | 244 | 262 |
| F | 244 | 262 |
| G | 244 | 262 |
| H | 244 | 262 |
| I | 244 | 262 |
| J | 244 | 262 |
| K | 244 | 262 |
| Junior Acting Alone | | |
| A | 415 | 446 |
| B | 273 | 292 |
| C | 273 | 292 |
| D | 293 | 314 |
| E | 248 | 266 |
| F | 248 | 266 |
| G | 293 | 314 |

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| <i>Class of Offence</i> | <i>Daily rate payable for days 41-50 (£)</i> | <i>Daily rate payable for days 51 and over (£)</i> |
|-------------------------|--|--|
| H | 273 | 292 |
| I | 273 | 292 |
| J | 293 | 314 |
| K | 293 | 314” |

SCHEDULE 2

Article 7

PART 1

“Table of Fees and Uplifts

| <i>Class of Offence</i> | <i>Basic Fee (B)</i> (£) | <i>Daily attendance fee</i> (D) (£) | <i>Evidence Uplift</i> (E) (£) | <i>Witness (W) Uplift</i> (£) |
|-------------------------|-----------------------------|---|--------------------------------------|----------------------------------|
| QC | | | | |
| A | 4,035 | 1,202 | 1.72 | 6.87 |
| B | 2,661 | 902 | 1.72 | 6.87 |
| C | 2,070 | 858 | 1.72 | 6.87 |
| D | 2,403 | 858 | 1.72 | 6.87 |
| E | 1,593 | 644 | 1.72 | 6.87 |
| F | 1,593 | 644 | 1.72 | 6.87 |
| G | 2,002 | 858 | 1.72 | 6.87 |
| H | 2,002 | 858 | 1.72 | 6.87 |
| I | 2,232 | 858 | 1.72 | 6.87 |
| J | 3,005 | 1,030 | 1.72 | 6.87 |
| K | 3,005 | 1,030 | 1.72 | 6.87 |
| Leading Junior | | | | |
| A | 3,026 | 902 | 1.29 | 5.15 |
| B | 1,996 | 676 | 1.29 | 5.15 |
| C | 1,552 | 644 | 1.29 | 5.15 |
| D | 1,803 | 644 | 1.29 | 5.15 |
| E | 1,195 | 483 | 1.29 | 5.15 |
| F | 1,195 | 483 | 1.29 | 5.15 |
| G | 1,502 | 644 | 1.29 | 5.15 |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| <i>Class of Offence</i> | <i>Basic Fee (B)</i> (£) | <i>Daily attendance fee</i> (D) (£) | <i>Evidence Uplift</i> (E) (£) | <i>Witness (W) Uplift</i> (£) |
|-------------------------|-----------------------------|---|--------------------------------------|----------------------------------|
| H | 1,502 | 644 | 1.29 | 5.15 |
| I | 1,674 | 644 | 1.29 | 5.15 |
| J | 2,253 | 773 | 1.29 | 5.15 |
| K | 2,253 | 773 | 1.29 | 5.15 |
| Led Junior | | | | |
| A | 2,017 | 601 | 0.86 | 3.43 |
| B | 1,330 | 450 | 0.86 | 3.43 |
| C | 945 | 430 | 0.86 | 3.43 |
| D | 1,183 | 430 | 0.86 | 3.43 |
| E | 730 | 322 | 0.86 | 3.43 |
| F | 730 | 322 | 0.86 | 3.43 |
| G | 1,001 | 430 | 0.86 | 3.43 |
| H | 858 | 430 | 0.86 | 3.43 |
| I | 1,030 | 430 | 0.86 | 3.43 |
| J | 1,717 | 515 | 0.86 | 3.43 |
| K | 1,502 | 515 | 0.86 | 3.43 |
| Junior alone | | | | |
| A | 2,318 | 708 | 1.03 | 5.15 |
| B | 1,373 | 493 | 1.03 | 5.15 |
| C | 945 | 430 | 1.03 | 5.15 |
| D | 1,183 | 430 | 1.03 | 5.15 |
| E | 687 | 343 | 1.03 | 5.15 |
| F | 730 | 343 | 1.03 | 5.15 |
| G | 1,288 | 430 | 1.03 | 5.15 |
| H | 858 | 430 | 1.03 | 5.15 |
| I | 1,030 | 430 | 1.03 | 5.15 |
| J | 1,717 | 558 | 1.03 | 5.15 |
| K | 1,717 | 558 | 1.03 | 5.15 ² |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

PART 2

“Table A—Fees and uplifts in guilty pleas and trials which crack in the first third

| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 1,000)</i> | <i>Evidence uplift per page of prosecution evidence (1,001 to 10,000)</i> |
|-------------------------|------------------|--|---|
| QC | | | |
| A | 2,146 | 2.30 | 1.06 |
| B | 1,373 | 1.89 | 0.95 |
| C | 1,288 | 1.35 | 0.67 |
| D | 1,373 | 3.00 | 1.50 |
| E | 1,138 | 0.96 | 0.48 |
| F | 1,138 | 1.26 | 0.64 |
| G | 1,288 | 1.67 | 0.84 |
| H | 1,288 | 1.74 | 0.86 |
| I | 1,288 | 1.69 | 0.84 |
| J | 1,803 | 3.00 | 1.50 |
| K | 1,803 | 1.67 | 0.84 |
| Leading Junior | | | |
| A | 1,609 | 1.73 | 0.80 |
| B | 1,030 | 1.42 | 0.71 |
| C | 966 | 1.01 | 0.51 |
| D | 1,030 | 2.26 | 1.13 |
| E | 853 | 0.73 | 0.36 |
| F | 853 | 0.95 | 0.48 |
| G | 966 | 1.26 | 0.63 |
| H | 966 | 1.30 | 0.65 |
| I | 966 | 1.27 | 0.63 |
| J | 1,352 | 2.26 | 1.13 |
| K | 1,352 | 1.26 | 0.63 |
| Led Junior | | | |
| A | 1,073 | 1.16 | 0.54 |
| B | 687 | 0.95 | 0.47 |
| C | 644 | 0.67 | 0.34 |
| D | 687 | 1.50 | 0.76 |
| E | 569 | 0.48 | 0.25 |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 1,000)</i> | <i>Evidence uplift per page of prosecution evidence (1,001 to 10,000)</i> |
|-------------------------|------------------|--|---|
| F | 569 | 0.64 | 0.32 |
| G | 644 | 0.84 | 0.42 |
| H | 644 | 0.87 | 0.44 |
| I | 644 | 0.85 | 0.42 |
| J | 901 | 1.50 | 0.76 |
| K | 901 | 0.84 | 0.42 |
| Junior Alone | | | |
| A | 1,194 | 0.98 | 0.49 |
| B | 730 | 0.86 | 0.43 |
| C | 472 | 0.63 | 0.32 |
| D | 730 | 1.25 | 0.62 |
| E | 430 | 0.37 | 0.18 |
| F | 430 | 0.57 | 0.28 |
| G | 687 | 1.07 | 0.54 |
| H | 515 | 0.57 | 0.29 |
| I | 601 | 0.45 | 0.23 |
| J | 1,030 | 1.25 | 0.62 |
| K | 1,030 | 1.07 | 0.54” |

“Table B—Fees and uplifts in trials which crack in the second or final third

| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 250)</i> | <i>Evidence uplift per page of prosecution evidence (pages 251 to 1,000)</i> | <i>A case that cracks in the second third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> | <i>A case that cracks in the final third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> |
|-------------------------|------------------|--|--|--|---|
| QC | | | | | |
| A | 3,262 | 4.28 | 1.06 | 1.41 | 4.28 |
| B | 2,060 | 3.79 | 0.95 | 1.26 | 3.79 |
| C | 1,797 | 2.68 | 0.67 | 0.88 | 2.68 |
| D | 2,060 | 6.00 | 1.50 | 1.98 | 6.00 |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 250)</i> | <i>Evidence uplift per page of prosecution evidence (pages 251 to 1,000)</i> | <i>A case that cracks in the second third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> | <i>A case that cracks in the final third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> |
|-------------------------|------------------|--|--|--|---|
| E | 1,456 | 1.92 | 0.48 | 0.64 | 1.92 |
| F | 1,456 | 2.52 | 0.64 | 0.84 | 2.52 |
| G | 1,820 | 3.35 | 0.84 | 1.11 | 3.35 |
| H | 1,820 | 3.46 | 0.86 | 1.14 | 3.46 |
| I | 1,888 | 3.39 | 0.84 | 1.12 | 3.39 |
| J | 2,747 | 6.00 | 1.50 | 1.98 | 6.00 |
| K | 2,747 | 3.35 | 0.84 | 1.11 | 3.35 |
| Leading Junior | | | | | |
| A | 2,447 | 3.21 | 0.80 | 1.06 | 3.21 |
| B | 1,545 | 2.84 | 0.71 | 0.95 | 2.84 |
| C | 1,348 | 2.01 | 0.51 | 0.66 | 2.01 |
| D | 1,545 | 4.50 | 1.13 | 1.49 | 4.50 |
| E | 1,092 | 1.44 | 0.36 | 0.48 | 1.44 |
| F | 1,092 | 1.89 | 0.48 | 0.63 | 1.89 |
| G | 1,365 | 2.51 | 0.63 | 0.84 | 2.51 |
| H | 1,365 | 2.59 | 0.65 | 0.86 | 2.59 |
| I | 1,416 | 2.54 | 0.63 | 0.84 | 2.54 |
| J | 2,060 | 4.50 | 1.13 | 1.49 | 4.50 |
| K | 2,060 | 2.51 | 0.63 | 0.84 | 2.51 |
| Led Junior | | | | | |
| A | 1,631 | 2.14 | 0.54 | 0.71 | 2.14 |
| B | 1,030 | 1.89 | 0.47 | 0.63 | 1.89 |
| C | 899 | 1.35 | 0.34 | 0.45 | 1.35 |
| D | 1,030 | 3.00 | 0.76 | 0.99 | 3.00 |
| E | 728 | 0.96 | 0.25 | 0.32 | 0.96 |
| F | 728 | 1.26 | 0.32 | 0.42 | 1.26 |
| G | 910 | 1.67 | 0.42 | 0.56 | 1.67 |
| H | 910 | 1.73 | 0.44 | 0.57 | 1.73 |

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| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 250)</i> | <i>Evidence uplift per page of prosecution evidence (pages 251 to 1,000)</i> | <i>A case that cracks in the second third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> | <i>A case that cracks in the final third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> |
|-------------------------|------------------|--|--|--|---|
| I | 944 | 1.69 | 0.42 | 0.56 | 1.69 |
| J | 1,374 | 3.00 | 0.76 | 0.99 | 3.00 |
| K | 1,374 | 1.67 | 0.42 | 0.56 | 1.67 |
| Junior alone | | | | | |
| A | 1,803 | 4.21 | 1.96 | 0.65 | 1.96 |
| B | 1,073 | 3.67 | 1.71 | 0.56 | 1.71 |
| C | 687 | 2.72 | 1.26 | 0.42 | 1.26 |
| D | 956 | 5.34 | 2.48 | 0.82 | 2.48 |
| E | 601 | 1.59 | 0.75 | 0.25 | 0.75 |
| F | 601 | 2.46 | 1.14 | 0.38 | 1.14 |
| G | 1,030 | 4.62 | 2.16 | 0.71 | 2.16 |
| H | 730 | 2.47 | 1.15 | 0.38 | 1.15 |
| I | 858 | 1.92 | 0.89 | 0.29 | 0.89 |
| J | 1,545 | 5.34 | 2.48 | 0.82 | 2.48 |
| K | 1,460 | 4.62 | 2.16 | 0.71 | 2.16" |

PART 3

"Fees for confiscation hearings"

| | Fee for QC | Fee for junior | Fee for leading junior alone | Fee for led junior |
|---------------------------------------|------------|----------------|------------------------------|--------------------|
| <i>1 – Daily and half-daily rates</i> | | | | |
| Half-daily rate | 287 | 215 | 143 | 143 |
| Daily rate | 549 | 382 | 263 | 263 |
| <i>2 – Pages of evidence</i> | | | | |
| 51-250 | 716 | 597 | 478 | 358 |
| 251-500 | 1,074 | 896 | 716 | 537 |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| “Fees for confiscation hearings | | | | |
|--|-------|-------|-------|-------|
| 501-750 | 1,433 | 1,194 | 955 | 716 |
| 751-1000 | 2,149 | 1,791 | 1,433 | 1,074 |
| <i>3 - Preparation</i> | | | | |
| Hourly rates | 81 | 62 | 43 | 43” |

PART 4

“Fixed Fees

| <i>Category of work</i> | <i>of Paragraph providing for fee</i> | <i>Fee for QC (£)</i> | <i>Fee for leading junior (£)</i> | <i>Fee for led junior or junior alone (£)</i> |
|--|---------------------------------------|-----------------------|-----------------------------------|---|
| Standard appearance | 9(2) | 182 per day | 137 per day | 91 per day |
| Paper plea and case management hearing | 9(3) | 27 per case | 27 per case | 27 per case |
| Abuse of process hearing | 10(1)(a) | 273 Half day | 205 Half day | 137 Half day |
| | | 523 Full day | 364 Full day | 250 Full day |
| Hearings relating to disclosure | 10(1)(b) and (c) | 273 Half day | 205 Half day | 137 Half day |
| | | 523 Full day | 364 Full day | 250 Full day |
| Hearings relating to the admissibility of evidence | 10(1)(d) | 273 Half day | 205 Half day | 137 Half day |
| | | 523 Full day | 364 Full day | 250 Full day |
| Hearings on withdrawal of guilty plea | 10(1)(e) | 273 Half day | 205 Half day | 137 Half day |
| | | 523 Full day | 364 Full day | 250 Full day |
| Deferred sentencing hearing | 12(1)(a) | 341 per day | 250 per day | 182 per day |
| Sentencing hearing | 12(1)(b) | 273 per day | 182 per day | 114 per day |
| Ineffective payment | trial 13 | 296 per day | 205 per day | 137 per day |
| Special preparation | 14 | 77 per hour | 59 per hour | 41 per hour |
| Wasted preparation | 15 | 77 per hour | 59 per hour | 41 per hour |

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| <i>Category of work</i> | <i>Paragraph providing for fee</i> | <i>Fee for QC (£)</i> | <i>Fee for leading junior (£)</i> | <i>Fee for led junior or junior alone (£)</i> |
|--|------------------------------------|------------------------------|-----------------------------------|---|
| Conferences and views | 16 | 77 per hour | 59 per hour | 41 per hour |
| Appeals to the Crown Court against conviction | 17(1) | 273 per day | 205 per day | 137 per day |
| Appeals to the Crown Court against sentence | 17(1) | 228 per day | 159 per day | 114 per day |
| Proceedings relating to breach of an order of the Crown Court | 17(1) | 228 per day | 159 per day | 114 per day |
| Committal for sentence | 17(1) | 273 per day | 205 per day | 137 per day |
| Adjourned appeals, committals for sentence and breach hearings | 17(2) | 182 per day | 137 per day | 91 per day |
| Bail applications, mentions and other applications in appeals, committals for sentence and breach hearings | 17(3) | 182 per day | 137 per day | 91 per day |
| Second and subsequent days of an application to dismiss | 18(6) | 273 Half day 523 Full day | 205 Half day 364 Full day | 137 Half day 250 Full day |
| Noting brief | 19 | | | 114 per day” |

PART 5

“Daily rates payable where a trial lasts over 40 days

| <i>Class of Offence</i> | <i>Daily rate payable for days 41-50 (£)</i> | <i>Daily rate payable for days 51 and over (£)</i> |
|-------------------------|--|--|
| QC | | |
| A | 578 | 619 |
| B | 407 | 436 |
| C | 407 | 436 |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| <i>Class of Offence</i> | <i>Daily rate payable for days 41-50 (£)</i> | <i>Daily rate payable for days 51 and over (£)</i> |
|----------------------------|--|--|
| D | 407 | 436 |
| E | 407 | 436 |
| F | 407 | 436 |
| G | 407 | 436 |
| H | 407 | 436 |
| I | 407 | 436 |
| J | 407 | 436 |
| K | 407 | 436 |
| Leading Junior | | |
| A | 495 | 531 |
| B | 349 | 374 |
| C | 349 | 374 |
| D | 349 | 374 |
| E | 349 | 374 |
| F | 349 | 374 |
| G | 349 | 374 |
| H | 349 | 374 |
| I | 349 | 374 |
| J | 349 | 374 |
| K | 349 | 374 |
| Led Junior | | |
| A | 330 | 354 |
| B | 233 | 249 |
| C | 233 | 249 |
| D | 233 | 249 |
| E | 233 | 249 |
| F | 233 | 249 |
| G | 233 | 249 |
| H | 233 | 249 |
| I | 233 | 249 |
| J | 233 | 249 |
| K | 233 | 249 |
| Junior Acting Alone | | |
| A | 396 | 425 |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| <i>Class of Offence</i> | <i>Daily rate payable for days 41-50 (£)</i> | <i>Daily rate payable for days 51 and over (£)</i> |
|-------------------------|--|--|
| B | 260 | 278 |
| C | 260 | 278 |
| D | 279 | 299 |
| E | 237 | 254 |
| F | 237 | 254 |
| G | 279 | 299 |
| H | 260 | 278 |
| I | 260 | 278 |
| J | 279 | 299 |
| K | 279 | 299” |

SCHEDULE 3

Article 8

PART 1

“Table of Fees and Uplifts

| <i>Class of Offence</i> | <i>Basic Fee (B)</i> <i>(£)</i> | <i>Daily attendance fee</i> <i>(D)</i> <i>(£)</i> | <i>Evidence Uplift</i> <i>(E)</i> <i>(£)</i> | <i>Witness (W)</i> <i>Uplift</i> <i>(£)</i> |
|-------------------------|------------------------------------|---|--|---|
| QC | | | | |
| A | 3,835 | 1,143 | 1.63 | 6.53 |
| B | 2,529 | 857 | 1.63 | 6.53 |
| C | 1,968 | 816 | 1.63 | 6.53 |
| D | 2,284 | 816 | 1.63 | 6.53 |
| E | 1,514 | 612 | 1.63 | 6.53 |
| F | 1,514 | 612 | 1.63 | 6.53 |
| G | 1,903 | 816 | 1.63 | 6.53 |
| H | 1,903 | 816 | 1.63 | 6.53 |
| I | 2,122 | 816 | 1.63 | 6.53 |
| J | 2,856 | 979 | 1.63 | 6.53 |
| K | 2,856 | 979 | 1.63 | 6.53 |
| Leading Junior | | | | |
| A | 2,876 | 857 | 1.23 | 4.90 |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| <i>Class of Offence</i> | <i>Basic Fee (B)</i> (£) | <i>Daily attendance fee</i> (D) (£) | <i>Evidence Uplift</i> (E) (£) | <i>Witness (W) Uplift</i> (£) |
|-------------------------|-----------------------------|---|--------------------------------------|----------------------------------|
| B | 1,897 | 643 | 1.23 | 4.90 |
| C | 1,476 | 612 | 1.23 | 4.90 |
| D | 1,714 | 612 | 1.23 | 4.90 |
| E | 1,136 | 459 | 1.23 | 4.90 |
| F | 1,136 | 459 | 1.23 | 4.90 |
| G | 1,427 | 612 | 1.23 | 4.90 |
| H | 1,427 | 612 | 1.23 | 4.90 |
| I | 1,592 | 612 | 1.23 | 4.90 |
| J | 2,142 | 734 | 1.23 | 4.90 |
| K | 2,142 | 734 | 1.23 | 4.90 |
| Led Junior | | | | |
| A | 1,918 | 571 | 0.81 | 3.26 |
| B | 1,265 | 428 | 0.81 | 3.26 |
| C | 898 | 408 | 0.81 | 3.26 |
| D | 1,125 | 408 | 0.81 | 3.26 |
| E | 694 | 306 | 0.81 | 3.26 |
| F | 694 | 306 | 0.81 | 3.26 |
| G | 952 | 408 | 0.81 | 3.26 |
| H | 816 | 408 | 0.81 | 3.26 |
| I | 979 | 408 | 0.81 | 3.26 |
| J | 1,632 | 490 | 0.81 | 3.26 |
| K | 1,428 | 490 | 0.81 | 3.26 |
| Junior alone | | | | |
| A | 2,203 | 673 | 0.98 | 4.90 |
| B | 1,305 | 469 | 0.98 | 4.90 |
| C | 898 | 408 | 0.98 | 4.90 |
| D | 1,125 | 408 | 0.98 | 4.90 |
| E | 653 | 326 | 0.98 | 4.90 |
| F | 694 | 326 | 0.98 | 4.90 |
| G | 1,224 | 408 | 0.98 | 4.90 |
| H | 816 | 408 | 0.98 | 4.90 |
| I | 979 | 408 | 0.98 | 4.90 |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| <i>Class of Offence</i> | <i>Basic Fee (B)</i> (£) | <i>Daily attendance fee</i> (D) (£) | <i>Evidence Uplift</i> (E) (£) | <i>Witness (W) Uplift</i> (£) |
|-------------------------|-----------------------------|---|--------------------------------------|----------------------------------|
| J | 1,632 | 530 | 0.98 | 4.90 |
| K | 1,632 | 530 | 0.98 | 4.90 ⁷ |

PART 2

“Table A—Fees and uplifts in guilty pleas and trials which crack in the first third

| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 1,000)</i> | <i>Evidence uplift per page of prosecution evidence (1,001 to 10,000)</i> |
|-------------------------|------------------|--|---|
| QC | | | |
| A | 2,040 | 2.19 | 1.01 |
| B | 1,305 | 1.80 | 0.90 |
| C | 1,224 | 1.28 | 0.64 |
| D | 1,305 | 2.85 | 1.43 |
| E | 1,081 | 0.92 | 0.46 |
| F | 1,081 | 1.20 | 0.61 |
| G | 1,224 | 1.59 | 0.80 |
| H | 1,224 | 1.65 | 0.82 |
| I | 1,224 | 1.61 | 0.80 |
| J | 1,714 | 2.85 | 1.43 |
| K | 1,714 | 1.59 | 0.80 |
| Leading Junior | | | |
| A | 1,530 | 1.64 | 0.76 |
| B | 979 | 1.35 | 0.67 |
| C | 918 | 0.96 | 0.48 |
| D | 979 | 2.15 | 1.07 |
| E | 811 | 0.69 | 0.35 |
| F | 811 | 0.90 | 0.46 |
| G | 918 | 1.19 | 0.60 |
| H | 918 | 1.24 | 0.61 |
| I | 918 | 1.21 | 0.60 |
| J | 1,285 | 2.15 | 1.07 |

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| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 1,000)</i> | <i>Evidence uplift per page of prosecution evidence (1,001 to 10,000)</i> |
|-------------------------|------------------|--|---|
| K | 1,285 | 1.19 | 0.60 |
| Led Junior | | | |
| A | 1,020 | 1.10 | 0.51 |
| B | 653 | 0.90 | 0.45 |
| C | 612 | 0.64 | 0.32 |
| D | 653 | 1.43 | 0.72 |
| E | 541 | 0.46 | 0.23 |
| F | 541 | 0.61 | 0.30 |
| G | 612 | 0.80 | 0.40 |
| H | 612 | 0.83 | 0.42 |
| I | 612 | 0.80 | 0.40 |
| J | 857 | 1.43 | 0.72 |
| K | 857 | 0.80 | 0.40 |
| Junior Alone | | | |
| A | 1,135 | 0.93 | 0.47 |
| B | 694 | 0.81 | 0.41 |
| C | 449 | 0.60 | 0.30 |
| D | 694 | 1.19 | 0.59 |
| E | 408 | 0.35 | 0.17 |
| F | 408 | 0.54 | 0.27 |
| G | 653 | 1.02 | 0.51 |
| H | 490 | 0.54 | 0.28 |
| I | 571 | 0.42 | 0.22 |
| J | 979 | 1.19 | 0.59 |
| K | 979 | 1.02 | 0.51” |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“Table B—Fees and uplifts in trials which crack in the second or final third

| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 250)</i> | <i>Evidence uplift per page of prosecution evidence (pages 251 to 1,000)</i> | <i>A case that cracks in the second third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> | <i>A case that cracks in the final third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> |
|-------------------------|------------------|--|--|--|---|
| QC | | | | | |
| A | 3,101 | 4.07 | 1.01 | 1.34 | 4.07 |
| B | 1,958 | 3.60 | 0.90 | 1.19 | 3.60 |
| C | 1,708 | 2.55 | 0.64 | 0.84 | 2.55 |
| D | 1,958 | 5.70 | 1.43 | 1.89 | 5.70 |
| E | 1,384 | 1.83 | 0.46 | 0.61 | 1.83 |
| F | 1,384 | 2.40 | 0.61 | 0.80 | 2.40 |
| G | 1,730 | 3.18 | 0.80 | 1.06 | 3.18 |
| H | 1,730 | 3.29 | 0.82 | 1.08 | 3.29 |
| I | 1,795 | 3.22 | 0.80 | 1.06 | 3.22 |
| J | 2,611 | 5.70 | 1.43 | 1.89 | 5.70 |
| K | 2,611 | 3.18 | 0.80 | 1.06 | 3.18 |
| Leading Junior | | | | | |
| A | 2,326 | 3.05 | 0.76 | 1.00 | 3.05 |
| B | 1,469 | 2.70 | 0.67 | 0.90 | 2.70 |
| C | 1,281 | 1.91 | 0.48 | 0.63 | 1.91 |
| D | 1,469 | 4.27 | 1.07 | 1.42 | 4.27 |
| E | 1,038 | 1.37 | 0.35 | 0.46 | 1.37 |
| F | 1,038 | 1.80 | 0.46 | 0.60 | 1.80 |
| G | 1,298 | 2.39 | 0.60 | 0.80 | 2.39 |
| H | 1,298 | 2.47 | 0.61 | 0.81 | 2.47 |
| I | 1,346 | 2.41 | 0.60 | 0.80 | 2.41 |
| J | 1,959 | 4.27 | 1.07 | 1.42 | 4.27 |
| K | 1,959 | 2.39 | 0.60 | 0.80 | 2.39 |
| Led Junior | | | | | |
| A | 1,551 | 2.03 | 0.51 | 0.67 | 2.03 |
| B | 979 | 1.80 | 0.45 | 0.60 | 1.80 |

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| <i>Class of Offence</i> | <i>Basic Fee</i> | <i>Evidence uplift per page of prosecution evidence (pages 1 to 250)</i> | <i>Evidence uplift per page of prosecution evidence (pages 251 to 1,000)</i> | <i>A case that cracks in the second third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> | <i>A case that cracks in the final third Evidence uplift per page of prosecution evidence (pages 1,001 to 10,000)</i> |
|-------------------------|------------------|--|--|--|---|
| C | 854 | 1.28 | 0.32 | 0.42 | 1.28 |
| D | 979 | 2.85 | 0.72 | 0.94 | 2.85 |
| E | 692 | 0.92 | 0.23 | 0.30 | 0.92 |
| F | 692 | 1.20 | 0.30 | 0.40 | 1.20 |
| G | 865 | 1.59 | 0.40 | 0.53 | 1.59 |
| H | 865 | 1.64 | 0.42 | 0.54 | 1.64 |
| I | 897 | 1.61 | 0.40 | 0.54 | 1.61 |
| J | 1,306 | 2.85 | 0.72 | 0.94 | 2.85 |
| K | 1,306 | 1.59 | 0.40 | 0.53 | 1.59 |
| Junior alone | | | | | |
| A | 1,714 | 4.00 | 1.86 | 0.61 | 1.86 |
| B | 1,020 | 3.49 | 1.63 | 0.54 | 1.63 |
| C | 653 | 2.59 | 1.20 | 0.40 | 1.20 |
| D | 908 | 5.08 | 2.36 | 0.78 | 2.36 |
| E | 571 | 1.51 | 0.71 | 0.23 | 0.71 |
| F | 571 | 2.34 | 1.08 | 0.36 | 1.08 |
| G | 979 | 4.39 | 2.05 | 0.67 | 2.05 |
| H | 694 | 2.34 | 1.09 | 0.36 | 1.09 |
| I | 816 | 1.83 | 0.85 | 0.28 | 0.85 |
| J | 1,469 | 5.08 | 2.36 | 0.78 | 2.36 |
| K | 1,387 | 4.39 | 2.05 | 0.67 | 2.05" |

PART 3

“Fees for confiscation hearings

| | Fee for QC | Fee for leading junior | Fee for junior alone | Fee for led junior |
|--|------------|------------------------|----------------------|--------------------|
|--|------------|------------------------|----------------------|--------------------|

1 – Daily and half-daily rates

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| “Fees for confiscation hearings | | | | |
|--|-------|-------|-------|-------|
| Half-daily rate | 273 | 205 | 137 | 137 |
| Daily rate | 523 | 364 | 250 | 250 |
| <i>2 – Pages of evidence</i> | | | | |
| 51-250 | 683 | 569 | 455 | 341 |
| 251-500 | 1,024 | 854 | 683 | 511 |
| 501-750 | 1,365 | 1,138 | 910 | 683 |
| 751-1000 | 2,048 | 1,706 | 1,365 | 1,024 |
| <i>3 - Preparation</i> | | | | |
| Hourly rates | 77 | 59 | 41 | 41” |

PART 4

“Fixed Fees

| <i>Category of work</i> | <i>Paragraph providing for fee</i> | <i>Fee for QC (£)</i> | <i>Fee for leading junior (£)</i> | <i>Fee for led junior or junior alone (£)</i> |
|--|------------------------------------|-----------------------|-----------------------------------|---|
| Standard appearance | 9(2) | 173 per day | 130 per day | 87 per day |
| Paper plea and case management hearing | 9(3) | 26 per case | 26 per case | 26 per case |
| Abuse of process hearing | 10(1)(a) | 260 Half day | 195 Half day | 130 Half day |
| | | 497 Full day | 346 Full day | 238 Full day |
| Hearings relating to disclosure | 10(1)(b) and (c) | 260 Half day | 195 Half day | 130 Half day |
| | | 497 Full day | 346 Full day | 238 Full day |
| Hearings relating to the admissibility of evidence | 10(1)(d) | 260 Half day | 195 Half day | 130 Half day |
| | | 497 Full day | 346 Full day | 238 Full day |
| Hearings on withdrawal of guilty plea | 10(1)(e) | 260 Half day | 195 Half day | 130 Half day |
| | | 497 Full day | 346 Full day | 238 Full day |
| Deferred sentencing hearing | 12(1)(a) | 324 per day | 238 per day | 173 per day |
| Sentencing hearing | 12(1)(b) | 260 per day | 173 per day | 108 per day |

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| <i>Category of work</i> | <i>Paragraph providing for fee</i> | <i>Fee for QC (£)</i> | <i>Fee for leading junior (£)</i> | <i>Fee for led junior or junior alone (£)</i> |
|--|------------------------------------|------------------------------|-----------------------------------|---|
| Ineffective payment | 13 | 281 per day | 195 per day | 130 per day |
| Special preparation | 14 | 74 per hour | 56 per hour | 39 per hour |
| Wasted preparation | 15 | 74 per hour | 56 per hour | 39 per hour |
| Conferences and views | 16 | 74 per hour | 56 per hour | 39 per hour |
| Appeals to the Crown Court against conviction | 17(1) | 260 per day | 195 per day | 130 per day |
| Appeals to the Crown Court against sentence | 17(1) | 216 per day | 151 per day | 108 per day |
| Proceedings relating to breach of an order of the Crown Court | 17(1) | 216 per day | 151 per day | 108 per day |
| Committal for sentence | 17(1) | 260 per day | 195 per day | 130 per day |
| Adjourned appeals, committals for sentence and breach hearings | 17(2) | 173 per day | 130 per day | 87 per day |
| Bail applications, mentions and other applications in appeals, committals for sentence and breach hearings | 17(3) | 173 per day | 130 per day | 87 per day |
| Second and subsequent days of an application to dismiss | 18(6) | 260 Half day 497 Full day | 195 Half day 346 Full day | 130 Half day 238 Full day |
| Noting brief | 19 | | | 108 per day” |

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PART 5

“Daily rates payable where a trial lasts over 40 days

| <i>Class of Offence</i> | <i>Daily rate payable for days 41-50 (£)</i> | <i>Daily rate payable for days 51 and over (£)</i> |
|-------------------------|--|--|
| QC | | |
| A | 549 | 588 |
| B | 387 | 414 |
| C | 387 | 414 |
| D | 387 | 414 |
| E | 387 | 414 |
| F | 387 | 414 |
| G | 387 | 414 |
| H | 387 | 414 |
| I | 387 | 414 |
| J | 387 | 414 |
| K | 387 | 414 |
| Leading Junior | | |
| A | 471 | 504 |
| B | 331 | 356 |
| C | 331 | 356 |
| D | 331 | 356 |
| E | 331 | 356 |
| F | 331 | 356 |
| G | 331 | 356 |
| H | 331 | 356 |
| I | 331 | 356 |
| J | 331 | 356 |
| K | 331 | 356 |
| Led Junior | | |
| A | 314 | 336 |
| B | 221 | 237 |
| C | 221 | 237 |
| D | 221 | 237 |
| E | 221 | 237 |
| F | 221 | 237 |
| G | 221 | 237 |

| <i>Class of Offence</i> | <i>Daily rate payable for days 41-50 (£)</i> | <i>Daily rate payable for days 51 and over (£)</i> |
|----------------------------|--|--|
| H | 221 | 237 |
| I | 221 | 237 |
| J | 221 | 237 |
| K | 221 | 237 |
| Junior Acting Alone | | |
| A | 376 | 404 |
| B | 247 | 265 |
| C | 247 | 265 |
| D | 266 | 285 |
| E | 225 | 241 |
| F | 225 | 241 |
| G | 266 | 285 |
| H | 247 | 265 |
| I | 247 | 265 |
| J | 266 | 285 |
| K | 266 | 285" |

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Criminal Defence Service (Funding) Order 2007, which makes provision for the funding and remuneration of services provided under Part 1 of the Access to Justice Act 1999 as part of the Criminal Defence Service.

This Order amends the fees that are payable by the Legal Services Commission to advocates under the Advocates Graduated Fee Scheme and changes the definition of Very High Cost Cases in relation to advocates.

Article 5 amends the definition of Very High Cost Cases in relation to advocates.

Article 6 and Schedule 1 set out the fees payable to advocates in relation to proceedings in which representation orders are granted on or after 27th April 2010 but before 1st April 2011.

Article 7 and Schedule 2 set out the fees payable to advocates in relation to proceedings in which representation orders are granted on or after 1st April 2011 but before 1st April 2012.

Article 8 and Schedule 3 set out the fees payable to advocates in relation to proceedings in which representation orders are granted after 1st April 2012.

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