

Changes to legislation: *Legal Aid, Advice and Assistance (Northern Ireland) Order 1981, PART II is up to date with all changes known to be in force on or before 17 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

SCHEDULES

SCHEDULE 1

PROCEEDINGS FOR WHICH LEGAL AID MAY BE GIVEN UNDER^{F1}[^{F1} ARTICLE 9]

F1	prosp. subst. by 2002 c. 26
F1	2005 NI 19

PART II

EXCEPTED PROCEEDINGS

1. Proceedings in respect of which free legal aid may be given under Part III of this Order.
2. Proceedings wholly or partly in respect of—
Sub#para. (a) rep. by 1984 NI 14
 - (b) the loss of the services of a woman or girl in consequence of her rape or seduction.
3. Proceedings wholly or partly in respect of defamation; but the making of a counterclaim for defamation in proceedings for which legal aid may be given shall not of itself affect any right of a defendant to the counterclaim to legal aid in the proceedings and legal aid may be granted to enable him to defend such counterclaim.
4. Relator actions.
5. Election petitions under the^{F1} Representation of the People Act 1983] or the Electoral Law Act (Northern Ireland) 1962 .

F1	1983 c. 2
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6. Proceedings (other than proceedings referred to in paragraph 7 of Part I) for the recovery of a debt (including liquidated damages) which is admitted where the only question to be brought before the court is as to the time and mode of payment of that debt.
7. Proceedings incidental to any proceedings to which the foregoing paragraphs apply.

^{F2}8. ^{F3}.....

F2	Sch. 1 Pt. II paras. 8, 9 added (30.4.2007) by Legal Aid (Scope) Regulations (Northern Ireland) 2007 (S.R. 2007/166) , reg. 2
F3	Sch. 1 Pt. II para. 8 omitted (15.2.2010) by virtue of Legal Aid (Scope) Regulations (Northern Ireland) 2010 (S.R. 2010/9) , reg. 4 (with reg. 5)

9. ^{F4}.....]

F2	Sch. 1 Pt. II paras. 8, 9 added (30.4.2007) by Legal Aid (Scope) Regulations (Northern Ireland) 2007 (S.R. 2007/166) , reg. 2
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F4 Sch. 1 Pt. II para. 9 omitted (15.2.2010) by virtue of [Legal Aid \(Scope\) Regulations \(Northern Ireland\) 2010 \(S.R. 2010/9\)](#), **reg. 4** (with **reg. 5**)

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Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

- Order power to amend conferred by [2011 c. 24 \(N.I.\) Sch. 5 para. 5\(a\)](#)
- Act rev.in pt. by [1996 c. 25 s.79Sch.4 paras.19\(2\)36](#)

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art. 28(7)(c) inserted by [2011 c. 24 \(N.I.\) s. 83\(2\)\(a\)](#)
- art. 29(2A) inserted by [2015 c. 9 \(N.I.\) Sch. 2 para. 3](#)
- art. 29(2A) words substituted in earlier affecting provision [2015 c. 9 \(N.I.\), Sch. 2 para. 3](#) by [2022 c. 4 \(N.I.\) s. 4\(9\)\(c\)](#)