

SCHEDULE 2

Article 9

ADVICE AND ASSISTANCE

PART 1

General

1. This Schedule applies to the determination of the remuneration payable to solicitors for providing advice and assistance, including those matters in which the Director has granted an extension under regulation 32 of the General Regulations.

2. Where the remuneration or fees properly chargeable for the advice and assistance including charges for disbursements exceed any contribution payable by the client to the solicitor under Part 3 of the Financial Regulations together with the value of any charge arising under Article 17(7) of the 2003 Order, the solicitor shall submit a claim to the Department requesting payment of the deficiency.

3.—(1) The Department shall determine the claim submitted under Article 8 in accordance with the rates or fees set out in Part 2 or 3 of this Schedule, as applicable, and pay the assessed deficiency, if any, to the solicitor.

(2) In this paragraph “assessed deficiency” means the amount by which the sum allowed to the solicitor by the Department in assessing the claim under sub-paragraph (1) exceeds any contribution payable by the client to the solicitor under Part 3 of the Financial Regulations together with the value of any charge arising under Article 17(7) of the 2003 Order.

PART 2

Non-PACE matters

**Table 1:**

**Solicitor – Hourly Rates**

<i>Work Type</i>	<i>Rate</i>
Advice	£43.25 per hour
Letters/Telephone calls	£3.35 per hour
Travel and waiting time	£24.25 per hour
Mileage rate	35.7p per mile

**Guide to Case Management in Public Law Children Order Proceedings (Article 50)**

*Status: This is the original version (as it was originally made).*

**Table 2:**

**Solicitor – Composite Fees**

<i>Work Type</i>	<i>Composite Fee</i>
Advice given to parent in relation to Letter Before Proceedings (LBP)	£144
Preparation and Attendance with Parent at Pre-Proceedings Meeting (PPM)	£347

**All preparation work up to, and including, review of case by a single Parole Commissioner under Criminal Justice (Northern Ireland) Order 2008(1)**

**Table 3:**

**Solicitor – Standard Fees**

<i>Work Type – Stage 1</i>	<i>Standard Fee</i>
Prisoner serving a Determinate Custodial Sentence (DCS)	£350
Prisoner serving an Extended Custodial Sentence (ECS)	£500
Prisoner serving an Indeterminate Custodial Sentence (ICS)	£700

**PART 3**

**Police and Criminal Evidence (PACE) matters**

**Table 1:**

**Solicitor – Hourly Rates**

<i>Work Type<sup>(1)</sup></i>	<i>Rate</i>
Normal Hours	
Advice	£51.90 per hour
Letters/Telephone calls	£4.02 per item
Telephone advice	£23.70 per call
Travel and waiting time	£29.10 per hour

(1) This work relates to interviews conducted under the Police and Criminal Evidence (Northern Ireland) 1989 – [S.I. 1989/1341 \(N.I. 12\)](#)

(2) Unsocial hours are defined as between 7.00pm and 9.00am on any weekday, or any time on a Saturday, Sunday or Public Holiday

(1) [S.I. 2008/1216 \(N.I. 1\)](#)

<b>Work Type<sup>(1)</sup></b>	<b>Rate</b>
Mileage rate	42.8p per mile
Unsocial Hours <sup>(2)</sup>	
Advice	£69.20 per hour
Letters/Telephone calls	£5.36 per item
Telephone advice	£31.60 per call
Travel and waiting time	£38.80 per hour
Mileage rate	42.8p per mile

(1) This work relates to interviews conducted under the Police and Criminal Evidence (Northern Ireland) 1989 – [S.I. 1989/1341 \(N.I. 12\)](#)

(2) Unsocial hours are defined as between 7.00pm and 9.00am on any weekday, or any time on a Saturday, Sunday or Public Holiday