
STATUTORY RULES OF NORTHERN IRELAND

2016 No. 200

**The Legal Aid for Crown Court Proceedings (Costs)
(Amendment) Rules (Northern Ireland) 2016**

Application and transitional arrangements

3.—(1) Without prejudice to paragraphs (2) to (5), these Rules apply for the determination of costs which are payable in respect of work done under a criminal aid certificate granted under Article 29, or deemed to have been granted under Article 36(2), of the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981 on or after 5th May 2015.

(2) Paragraphs (3) to (5) apply where –

(a) a claim had been submitted to the Department under rule 8 or 11, as applicable, in respect of work done under a criminal aid certificate granted under Article 29, or deemed to have been granted under Article 36(2), of the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981 on or after 5th May 2015; and

(b) the costs payable to the representative had been determined and paid by the Department before 23rd March 2016.

(3) The Department shall, whether or not the representative applies under rule 13, redetermine the costs payable under rule 13(6)(b) as if the representative had applied under rule 13(1)(c).

(4) Where the costs are increased as a result of a redetermination made under paragraph (3) (“the new determination”), the Department shall authorise payment of the increase.

(5) Rules 13 to 15 (redetermination etc.) shall apply to the new determination as if that determination had been made under rule 8 or 11, as applicable.

(6) In this rule, “the Department” means the Department of Justice.