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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 135**

**The Criminal Legal Aid (Scotland)  
(Fees) Amendment Regulations 2011**

**Amendment of the Criminal Legal Aid (Scotland) (Fees) Amendment Regulations 2010**

**3.—**(1) The Criminal Legal Aid (Scotland) (Fees) Amendment Regulations 2010<sup>(1)</sup> are amended in accordance with paragraphs (2) to (4).

(2) For regulation 2(2) substitute—

“(2) If the counsel involved so requests the 1989 Regulations are, for the purpose mentioned in paragraph (3), to have effect as if amended by regulation 4.

(3) The purpose is determining the fees chargeable for all work done on or after 2nd October 2006 in relation to proceedings commenced on or after 4th April 2005 and before 23rd March 2010.”.

(3) Regulation 3—

(a) is renumbered as paragraph (1) of that regulation; and

(b) from the beginning to “2006” substitute “Subject to paragraph (2), for the purpose of determining the fees chargeable for any proceedings commenced on or after 4th April 2005 and before 23rd March 2010,”.

(4) At the end of regulation 3 insert—

“(2) Paragraph (1) does not apply to the extent that the 1989 Regulations have effect as if amended by regulation 4.”.