



Administration of Justice Act 1985

1985 CHAPTER 61

PART III

LEGAL AID

Legal aid complaints

40 Legal aid complaints: preliminary.

- (1) For the purposes of this Part of this Act a legal aid complaint is a complaint relating to the conduct of a barrister or solicitor in connection with [^{F1}the provision for any person of services [^{F2}under arrangements made for the purposes of Part 1 of the Legal Aid, Sentencing and Punishment of Offenders Act 2012] including, in the case of a solicitor, provision for any person of such services in the capacity of agent for that person's solicitor.]
- (2) In this Part—
- “legally assisted person” means a person to whom aid is ordered to be given under section 28 of the ^{M1}Legal Aid Act 1974;
- “the Senate” means the Senate of the Inns of Court and the Bar; and
- “Senate Disciplinary Tribunal” means any committee of the Senate which in accordance with the regulations of the Senate is to be known as a Disciplinary Tribunal.
- (3) In the Legal Aid Act 1974, sections 12(3) to (5) and 38(2) to (6) (which are superseded by this Part) shall cease to have effect.

Textual Amendments

- F1** Words substituted by [Legal Aid Act 1988 \(c. 34, SIF 77:1\)](#), s. 45(1), [Sch. 5 para. 17](#)
- F2** Words in s. 40(1) substituted (1.4.2013) by [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), [Sch. 5 para. 28](#); S.I. 2013/453, art. 3(h) (with savings and transitional provisions in S.I. 2013/534, art. 6)

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1985, Section 40. (See end of Document for details)

Modifications etc. (not altering text)

- C1** S. 40 applied (with modification) by [S.I. 2000/1119, Sch. 4 para. 24\(1\)](#) (as substituted (1.7.2009) by [The Legal Services Act 2007 \(Registered European Lawyers\) Order 2009 \(S.I. 2009/1587\)](#), arts. 1(1), 3(17))

Marginal Citations

- M1** 1974 c. 4.

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