



Legal Aid, Sentencing and Punishment of Offenders Act 2012

2012 CHAPTER 10

PART 1

LEGAL AID

Contributions and costs

25 Charges on property in connection with civil legal services

- (1) Where civil legal services are made available to an individual under this Part, the amounts described in subsection (2) are to constitute a first charge on—
 - (a) any property recovered or preserved by the individual in proceedings, or in any compromise or settlement of a dispute, in connection with which the services were provided (whether the property is recovered or preserved for the individual or another person), and
 - (b) any costs payable to the individual by another person in connection with such proceedings or such a dispute.
- (2) Those amounts are—
 - (a) amounts expended by the Lord Chancellor in securing the provision of the services (except to the extent that they are recovered by other means), and
 - (b) other amounts payable by the individual in connection with the services under section 23 or 24.
- (3) Regulations may make provision for exceptions from subsection (1).
- (4) Regulations may make provision about the charge under subsection (1) including, in particular—
 - (a) provision as to whether the charge is in favour of the Lord Chancellor or a person by whom the services were made available,

Status: This is the original version (as it was originally enacted).

- (b) provision modifying the charge for the purposes of its application in prescribed cases or circumstances, and
 - (c) provision about the enforcement of the charge.
- (5) Regulations under subsection (4)(c) may, in particular, include—
- (a) provision requiring amounts recovered by the individual in proceedings or as part of a compromise or settlement of a dispute, and costs payable to the individual, to be paid to the Lord Chancellor or a person by whom the services were made available,
 - (b) provision about the time and manner in which the amounts must be paid,
 - (c) provision about what the Lord Chancellor or the person by whom the services were made available must do with the amounts,
 - (d) provision for the payment of interest on all or part of the amounts,
 - (e) provision for the payment to the individual concerned of any amount in excess of the amounts described in subsection (2), and
 - (f) provision for the enforcement of requirements described in paragraph (a).
- (6) Regulations under this section may include provision requiring information and documents to be provided.