

1973 No. 1774 (S.135)

LEGAL AID AND ADVICE, SCOTLAND

Act of Sederunt (Legal Aid Rules and Legal Aid Fees
Amendment) 1973

Made - - - - 23rd October 1973

Coming into Operation 1st January 1974

The Lords of Council and Session, under and by virtue of the powers conferred upon them by section 16 of the Legal Aid (Scotland) Act 1967(a) and of all other powers competent to them in that behalf do hereby enact and declare as follows:—

1. The Act of Sederunt (Legal Aid Rules) 1958(b) as amended(c) is hereby further amended by adding at the end of paragraph 1 of Rule 2 a new subparagraph in the following terms:—

“(j) proceedings in the Restrictive Practices Court under Part III of the Fair Trading Act 1973(d) and any proceedings in that Court in consequence of an Order made, or undertaking given to the Court, under that Part of that Act”.

2. The Act of Sederunt (Legal Aid Fees) 1971(e) as amended by the Act of Sederunt (Legal Aid Rules and Legal Aid Fees Amendment) 1971(f) is hereby further amended as follows:—

“In paragraphs 1, 2A and 4A(1) after the words ‘National Industrial Relations Court’ there shall be added in each paragraph the words ‘and the Restrictive Practices Court’.”

3. This Act of Sederunt may be cited as the Act of Sederunt (Legal Aid Rules and Legal Aid Fees Amendment) 1973 and shall come into operation on 1st January 1974.

And the Lords appoint this Act of Sederunt to be inserted in the Books of Sederunt.

Edinburgh.
23rd October 1973.

G. C. Emslie,
I.P.D.

(a) 1967 c. 43.

(b) S.I. 1958/1872 (1958 I, p. 389).

(c) S.I. 1960/2269, 1961/1549, 1971/174, 1796 (1960 I, p. 832; 1961 II, p. 3195; 1971 I, p. 530; III, p. 4922).

(d) 1973 c. 41.

(e) S.I. 1971/219 (1971 I, p. 648).

(f) S.I. 1971/1796 (1971 III, p. 4922).

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt.)

This Act of Sederunt amends the Act of Sederunt (Legal Aid Rules) 1958 by making provision for proceedings in the Restrictive Practices Court under Part III of the Fair Trading Act 1973 and related proceedings to be treated as distinct proceedings for the purposes of legal aid; and amends the Act of Sederunt (Legal Aid Fees) 1971 by prescribing the fees payable out of the Legal Aid Fund to Solicitors and Counsel in respect of the representation of assisted persons in the Restrictive Practices Court.

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