
 STATUTORY INSTRUMENTS

1982 No. 1197

**LEGAL AID AND ADVICE, ENGLAND AND WALES
COURTS-MARTIAL (APPEALS)**
**The Legal Aid in Criminal Proceedings (Costs)
Regulations 1982**

<i>Made</i>	- - - -	30th July 1982
<i>Laid before Parliament</i>		31st August 1982
<i>Coming into Operation</i>		1st October 1982

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The Lord Chancellor, in exercise of the powers conferred by section 39 of the Legal Aid Act 1974^(a) and now vested in him ^(b) and all other powers enabling him in that behalf and having had regard to the principle of allowing fair remuneration according to the work actually and reasonably done, hereby makes the following Regulations:

Citation, commencement, revocations and transitional provisions

1.—(1) These Regulations may be cited as the Legal Aid in Criminal Proceedings (Costs) Regulations 1982 and shall come into operation on 1st October 1982.

^(a) 1974 c. 4.

^(b) S.I. 1980/705.

(2) These Regulations shall not have effect in relation to a legal aid order granted before 1st October 1982.

(3) Subject to paragraph (2), the Legal Aid in Criminal Proceedings (Fees and Expenses) Regulations 1968(a) and the Courts-Martial Appeal Legal Aid (Fees and Expenses) Regulations 1969(b) are hereby revoked.

Interpretation

2. In these Regulations, unless the context otherwise requires:

“the Act” means the Legal Aid Act 1974;

“appropriate authority” means an authority under regulation 3;

“costs” means, in the case of a solicitor, the fees and disbursements payable under section 37 of the Act and, in the case of counsel, the fees payable under that section;

“counsel” means counsel assigned under sections 30 or 31 of the Act;

“Court of Appeal” means the criminal division of the Court of Appeal or the Courts-Martial Appeal Court as the case may be;

“determining officer” means an officer appointed under regulation 3(4);

“disbursements” means travelling and witness expenses and other out of pocket expenses incurred by a fee-earner in giving legal aid;

“fee-earner” means a solicitor, a legal executive or any clerk who regularly does work for which it is appropriate to make a direct charge to a client;

“legal aid” means legal aid given under a legal aid order;

“legal aid order” means a legal aid order under section 28 of the Act;

“legal executive” means a fellow of the Institute of Legal Executives;

“Registrar” means the Registrar of criminal appeals or the Registrar of the Courts-Martial Appeal Court as the case may be;

“solicitor” means a solicitor assigned under sections 30 or 31 of the Act;

“trial judge” means a judge who presided at a hearing in respect of which the costs are payable;

“taxing master” means a taxing master of the Supreme Court.

General

3.—(1) Costs shall be determined by the appropriate authority in accordance with these Regulations.

(2) Subject to paragraphs (3) and (4), the appropriate authority shall be:

(a) the Registrar in the case of proceedings in the Court of Appeal;

(b) an officer appointed by the Lord Chancellor in the case of proceedings in the Crown Court;

(a) S.I. 1968/1230, amended by S.I. 1977/875, 1979/360, 1980/705.

(b) S.I. 1969/176.

- (c) the Law Society in the case of proceedings in a magistrates' court.
- (3) For costs claimed in respect of advice or assistance given under sections 30(5), (6) or (7) of the Act the appropriate authority shall be:
- (a) the Registrar where the proceedings in respect of which an appeal was considered were in the Crown Court and, on the advice of the counsel or solicitor assigned, notice of appeal or application for leave to appeal to the Court of Appeal is given (whether or not such appeal is afterwards abandoned);
 - (b) the officer appointed by the Lord Chancellor under paragraph (2)(b) in all other cases where the proceedings were in the Crown Court;
 - (c) the Law Society in cases where the proceedings were in a magistrates' court.
- (4) The appropriate authority may appoint or authorise the appointment of determining officers to act on its behalf under these Regulations in accordance with directions given by it or on its behalf.
- (5) In determining costs the appropriate authority shall, subject to these Regulations:
- (a) allow fair remuneration for work actually and reasonably done; and
 - (b) take into account all the relevant circumstances of the case including the nature, importance, complexity or difficulty of the work and the time involved.

Claims for costs by solicitors

4.—(1) Subject to regulation 13, no claim by a solicitor for costs for work done under a legal aid order shall be entertained unless the solicitor submits it within three months of the conclusion of the proceedings to which the legal aid order relates.

(2) Subject to paragraph (3), a claim for costs shall be submitted to the appropriate authority in such form and manner as it may direct and shall be accompanied by the legal aid order and any receipts or other documents in support of any disbursements claimed.

- (3) A claim shall:
- (a) summarise the items of work done by a fee-earner in respect of which fees are claimed in the classes specified in regulation 5(1);
 - (b) state, where appropriate, the dates on which items of work were done, the time taken, the sums claimed and whether the work was done for more than one assisted person;
 - (c) in the case of proceedings in the Crown Court or Court of Appeal, specify, where appropriate, the fee-earner who undertook each of the items claimed;
 - (d) give particulars of any work done in relation to more than one indictment or a retrial;
 - (e) specify any disbursements claimed, the circumstances in which they were incurred and the amounts claimed in respect of them.

(4) Where the solicitor claims that paragraph 3 of Schedule 1 should be applied in relation to an item of work, he shall give full particulars in support of the claim.

(5) Where there are any special circumstances which should be drawn to the attention of the appropriate authority, the solicitor shall specify them.

(6) The solicitor shall supply such further particulars, information and documents as the appropriate authority may require.

Determination of solicitors' fees

5.—(1) The appropriate authority may allow work done by fee-earners in the following classes:

- (a) preparation, including taking instructions, interviewing witnesses, ascertaining the prosecution case, advising on plea and mode of trial, preparing and perusing documents, dealing with letters and telephone calls which are not routine, preparing for advocacy, instructing counsel and expert witnesses, conferences, consultations, views and work done in connection with advice on appeal or case stated;
- (b) advocacy, including applications for bail and other applications to the court;
- (c) attendance at court where counsel is assigned, including conferences with counsel at court;
- (d) travelling and waiting;
- (e) dealing with routine letters written and routine telephone calls.

(2) The appropriate authority shall consider the claim, any further particulars, information or documents submitted by the solicitor under regulation 4 and any other relevant information and allow:

- (a) such work as appears to it to have been actually and reasonably done under the legal aid order by a fee-earner, classifying such work according to the classes specified in paragraph (1) as it considers appropriate; and
- (b) such time in respect of each class of work allowed by it (other than dealing with routine letters written and routine telephone calls) as it considers reasonable.

(3) Subject to paragraph (4), the appropriate authority shall allow fees for the work allowed by it under this regulation in accordance with Schedule 1; provided that, where any work allowed was done after 30th June 1983, it may allow such fees as appear to it to be fair remuneration for such work having regard to the rates specified in Schedule 1.

(4) In the case of proceedings in the Crown Court and the Court of Appeal, the fees allowed in accordance with Schedule 1 shall be those appropriate to such of the following grades of fee-earner as the appropriate authority considers reasonable:

- (a) senior solicitor;
- (b) solicitor, legal executive or fee-earner of equivalent experience;
- (c) articled clerk or fee-earner of equivalent experience.

Determination of solicitors' disbursements

6.—(1) Subject to the provisions of this regulation, the appropriate authority shall allow such disbursements claimed under regulation 4 as appear to it to have been actually and reasonably incurred; provided that:

- (a) if they are abnormally large by reason of the distance of the court or the assisted person's residence or both from the solicitor's place of business, reimbursement of the expenses may be limited to what would otherwise, having regard to all the circumstances, be a reasonable amount; and
- (b) in the case of an appeal to the Court of Appeal, the cost of a transcript, or any part thereof, of the proceedings in the court from which the appeal lies obtained otherwise than through the Registrar shall not be allowed except where the appropriate authority considers that it is reasonable in all the circumstances for such disbursement to be allowed.

(2) Subject to paragraph (3), a solicitor may claim a disbursement in respect of fees of counsel instructed by him in proceedings in a magistrates' court where counsel has not been assigned under sections 30 or 31 of the Act.

(3) The appropriate authority shall determine the amount of any disbursement payable under paragraph (2) by estimating the sum which it would have allowed the solicitor under these Regulations by way of costs had he undertaken the case without counsel and shall allow counsel and the solicitor such reasonable costs as do not together exceed that sum.

Claims for fees by counsel

7.—(1) Subject to regulation 13, no claim by counsel for fees for work done under a legal aid order shall be entertained unless counsel submits it within three months of the conclusion of the proceedings to which the legal aid order relates.

(2) Subject to paragraph (3), a claim for fees shall be submitted to the appropriate authority in such form and manner as it may direct.

(3) A claim shall:

- (a) summarise the items of work in respect of which fees are claimed in the classes specified in regulation 8(1);
- (b) state the dates on which items of work were done, the time taken where appropriate, the sums claimed and whether the work was done for more than one assisted person;
- (c) give particulars of any work done in relation to more than one indictment or a retrial.

(4) Where counsel claims that regulation 8(2)(b) should be applied in relation to an item of work, he shall give full particulars in support of the claim.

(5) Where there are any special circumstances which should be drawn to the attention of the appropriate authority, counsel shall specify them.

(6) Counsel shall supply such further particulars, information and documents as the appropriate authority may require.

Determination of counsel's fees

8.—(1) The appropriate authority may allow any of the following classes of fee to counsel in respect of work allowed by it under this regulation:

- (a) a basic fee for preparation including preparation for a pre-trial review and, where appropriate, the first day's hearing including, where they took place on that day, short conferences, consultations, applications and appearances (including bail applications), views and any other preparation;
- (b) a refresher fee for any day or part of a day during which a hearing continued, including, where they took place on that day, short conferences, consultations, applications and appearances (including bail applications), views and any other preparation;
- (c) subsidiary fees for:
 - (i) attendance at conferences, consultations and views not covered by sub-paragraphs (a) and (b);
 - (ii) written advice on evidence, plea, appeal, case stated or other written work;
 - (iii) attendance at pre-trial reviews, applications and appearances (including bail applications and adjournments for sentence) not covered by sub-paragraphs (a) and (b).

(2) In the case of proceedings in the Crown Court or a magistrates' court, the appropriate authority shall consider the claim, any further particulars, information or documents submitted by counsel under regulation 7 and any other relevant information and shall allow such work as appears to it to have been actually and reasonably done, and such fees in respect of such work as it considers reasonable in such amounts as it may determine in accordance with Schedule 2; provided that where:

- (a) any work allowed was done after 30th June 1983 the appropriate authority may allow such fees in such amounts as appear to it to be fair remuneration for such work having regard to the amounts specified in Schedule 2; or
- (b) it appears to the appropriate authority, taking into account all the relevant circumstances of the case, that owing to the exceptional circumstances of the case the amount payable by way of fees in accordance with Schedule 2 would not provide fair remuneration for some or all of the work it has allowed, it may allow such amount as appears to it to be fair remuneration for the relevant work.

(3) In the case of proceedings in the Court of Appeal, the appropriate authority shall consider the claim, any further particulars, information or documents submitted by counsel under regulation 7 and any other relevant information and allow such work as appears to it to have been actually and reasonably done, and such fees in respect of such work as it considers reasonable in such amounts as appear to it to be fair remuneration for such work.

Payment of costs

9.—(1) Having determined the costs payable to a solicitor or counsel in

accordance with these Regulations, the appropriate authority shall notify the solicitor or counsel of the costs payable and authorise payment accordingly.

(2) Where the costs payable under paragraph (1) are varied as a result of a redetermination under regulation 10, an appeal to a taxing master under regulation 11, or an appeal to the High Court under regulation 12, then:

- (a) where the costs are increased, the appropriate authority shall authorise payment of the increase;
- (b) where the costs are decreased, the solicitor or counsel shall repay the amount of such decrease; and
- (c) where the payment of any costs of the solicitor or counsel is ordered under regulations 11(14) or 12(7), the appropriate authority shall authorise such payment.

(3) Any payment in respect of counsel which is determined under regulation 6(3) shall be paid to counsel direct.

Redetermination of costs by an appropriate authority

10.—(1) A solicitor or counsel who is dissatisfied with the costs determined under these Regulations by an appropriate authority for proceedings other than proceedings before a magistrates' court may apply to the appropriate authority to redetermine them.

(2) Subject to regulation 13, the application shall be made, within 21 days of the receipt of notification of the costs payable under regulation 9(1), by giving notice in writing to the appropriate authority specifying the items in respect of which the application is made and the grounds of objection and shall be made in such form and manner as the appropriate authority may direct.

(3) The notice of application shall be accompanied by:

- (a) in the case of a solicitor, the particulars, information and documents supplied under regulation 4; and
- (b) in the case of counsel, the particulars, information and documents supplied under regulation 7.

(4) The notice of application shall state whether the applicant wishes to appear or to be represented and, if the applicant so wishes, the appropriate authority shall notify the applicant of the time at which it is prepared to hear him or his representative.

(5) The solicitor or counsel shall supply such further particulars, information and documents as the appropriate authority may require.

(6) The appropriate authority shall redetermine the costs, whether by way of increase, decrease or at the level previously determined, in the light of the objections made by the applicant or on his behalf and shall notify the applicant of its decision.

(7) The applicant may request the appropriate authority to give reasons in writing for its decision and, if so requested, the appropriate authority shall comply with the request.

(8) Subject to regulation 13, any request under paragraph (7) shall be made within 21 days of receiving notification of the decision.

Appeals to a taxing master

11.—(1) Where the appropriate authority has given its reasons for its decision on a redetermination under regulation 10, a solicitor or counsel who is dissatisfied with that decision may appeal to a taxing master.

(2) Subject to regulation 13, an appeal shall be instituted, within 21 days of the receipt of the appropriate authority's reasons, by giving notice in writing to the Chief Taxing Master specifying the items in respect of which the appeal is brought and the grounds of objection.

(3) The appellant shall notify the appropriate authority of a notice given under paragraph (2).

(4) The notice of appeal shall be accompanied by:

- (a) a copy of the written representations given under regulation 10(2);
- (b) the appropriate authority's reasons for its decision given under regulation 10(7); and
- (c) the particulars, information and documents supplied to the appropriate authority under regulation 10.

(5) The notice of appeal shall state whether the appellant wishes to appear or to be represented or whether he will accept a decision given in his absence.

(6) The Chief Taxing Master may, and if so directed by the Lord Chancellor either generally or in a particular case shall, send to the Lord Chancellor a copy of the notice of appeal together with copies of such other documents as the Lord Chancellor may require.

(7) With a view to ensuring that the public interest is taken into account, the Lord Chancellor may arrange for written or oral representations to be made on his behalf and, if he intends to do so, he shall inform the Chief Taxing Master and the appellant.

(8) Any written representations made on behalf of the Lord Chancellor under paragraph (7) shall be sent to the Chief Taxing Master and to the appellant and, in the case of oral representations, the Chief Taxing Master and the appellant shall be informed of the grounds on which such representations will be made.

(9) The appellant shall be permitted a reasonable opportunity to make representations in reply.

(10) The taxing master shall inform the appellant (or his representative) and the Lord Chancellor, where representations have been or are to be made on his behalf, of the date of any hearing and, subject to the provisions of this regulation, may give directions as to the conduct of the appeal.

(11) The taxing master may consult the trial judge, and the appropriate authority or the determining officer who redetermined the costs on its behalf as the case may be, and may require the appellant to provide any further

information which he requires for the purpose of the appeal and, unless the taxing master otherwise directs, no further evidence shall be received on the hearing of the appeal and no ground of objection shall be valid which was not raised on the redetermination under regulation 10.

(12) The taxing master shall have the same powers as the appropriate authority under these Regulations and, in the exercise of such powers, may alter the redetermination of the appropriate authority in respect of any sum allowed, whether by increase or decrease, as he thinks fit.

(13) The taxing master shall communicate his decision and the reasons for it in writing to the appellant, the Lord Chancellor, and the appropriate authority or the determining officer who redetermined the costs on its behalf as the case may be.

(14) Save where he confirms or decreases the sums redetermined under regulation 10, the taxing master may allow the appellant a sum in respect of part or all of any reasonable costs (including any fee payable in respect of an appeal) incurred by him in connection with the appeal.

Appeals to the High Court

12.—(1) A solicitor or counsel who is dissatisfied with the decision of a taxing master on an appeal under regulation 11 may apply to a taxing master to certify a point of principle of general importance.

(2) Subject to regulation 13, an application under paragraph (1) shall be made within 21 days of notification of a taxing master's decision under regulation 11(13).

(3) Where a taxing master certifies a point of principle of general importance, the solicitor or counsel may appeal to the High Court against the decision of a taxing master on an appeal under regulation 11, and the Lord Chancellor shall be a respondent to such appeal in any case where he has made representations under regulation 11(7).

(4) Subject to regulation 13, an appeal under paragraph (3) shall be instituted within 21 days of receiving a taxing master's certificate under paragraph (1).

(5) Where the Lord Chancellor has made representations under regulation 11(7), he may appeal to the High Court against the decision of a taxing master on an appeal under regulation 11, and the solicitor or counsel shall be respondent to the appeal.

(6) An appeal under paragraphs (3) and (5) shall be instituted by an originating summons in the Queen's Bench Division and shall be heard and determined by a single judge whose decision shall be final.

(7) The judge shall have the same powers as the appropriate authority and a taxing master under these Regulations and may reverse, affirm or amend the decision appealed against or make such other order as he thinks fit.

Time limits

13.—(1) Subject to paragraph (2), the time limit within which there must be made or instituted:

- (a) a claim for costs by a solicitor under regulation 4, a claim for fees by counsel under regulation 7, an application for a redetermination under regulation 10 or a request for an appropriate authority to give reasons for its decision on a redetermination under regulation 10;
- (b) an appeal to a taxing master under regulation 11 or an application for a certificate under regulation 12; or
- (c) an appeal to the High Court under regulation 12;

may, for good reason, be extended by the appropriate authority, the Chief Taxing Master or the High Court, as the case may be.

(2) Where a solicitor or counsel without good reason has failed (or, if an extension were not granted, would fail) to comply with a time limit, the appropriate authority, the Chief Taxing Master or the High Court, as the case may be, may, in exceptional circumstances, extend the time limit and shall consider whether it is reasonable in the circumstances to reduce the costs; provided that costs shall not be reduced unless the solicitor or counsel has been allowed a reasonable opportunity to show cause orally or in writing why the costs should not be reduced.

(3) A solicitor or counsel may appeal to the Chief Taxing Master against a decision made under this regulation by an appropriate authority in respect of proceedings other than proceedings before a magistrates' court and such an appeal shall be instituted within 21 days of the decision being given by giving notice in writing to the Chief Taxing Master specifying the grounds of appeal.

House of Lords

14.—(1) In the case of proceedings in the House of Lords, the costs payable to a solicitor or counsel under section 37 of the Act shall be determined by such officer as may be prescribed by order of the House of Lords.

(2) Subject to paragraph (1), these Regulations shall not apply to proceedings in the House of Lords.

Hailsham of St. Marylebone, C.

Dated 30th July 1982.

Regulation 5

SCHEDULE 1

SOLICITORS' FEES

1. Subject to paragraphs 2 and 3, the appropriate authority shall allow fees for work allowed by it under regulation 5 at the following standard rates:

<i>(a) Magistrates' court proceedings</i>		
Class of work		Standard rate
Preparation		£24 per hour
Advocacy		£29 per hour
Attendance at court where counsel assigned		£15 per hour
Travelling and waiting		£16 per hour
Routine letters written and routine telephone calls		£1.75 per item
 <i>(b) Crown Court and Court of Appeal proceedings</i>		
Class of work	Grade of fee-earner	Standard rate
Preparation	Senior solicitor	£29 per hour
	Solicitor, legal executive or fee-earner of equivalent experience	£23 per hour
	Articled clerk or fee-earner of equivalent experience	£14 per hour
Advocacy	Senior solicitor	£31 per hour
	Solicitor	£27 per hour
Attendance at court where counsel assigned	Senior solicitor	£26 per hour
	Solicitor, legal executive or fee-earner of equivalent experience	£20 per hour
	Articled clerk or fee-earner of equivalent experience	£12 per hour
Travelling and waiting	Senior solicitor	£18 per hour
	Solicitor, legal executive or fee-earner of equivalent experience	£13 per hour
	Articled clerk or fee-earner of equivalent experience	£8 per hour
Routine letters written and routine telephone calls		£1.75 per item

2. In respect of any item of work, the appropriate authority may allow fees at less than the relevant standard rate specified in paragraph 1 where it appears to the appropriate authority reasonable to do so having regard to any failure on the part of the solicitor to provide timely preparation or advice or other good reason.

3. In respect of any item of work, the appropriate authority may allow fees at more than the relevant standard rate specified in paragraph 1 where it appears to the appropriate authority that, taking into account all the relevant circumstances of the case, the amount of fees payable at such specified rate would not reasonably reflect:

- (a) the exceptional competence and dispatch with which the work was done; or
- (b) the exceptional circumstances of the case.

SCHEDULE 2

Regulation 8

COUNSEL'S FEES

1. Where a standard fee is specified in a Table in this Schedule in respect of an item of work allowed under regulation 8, the appropriate authority shall allow that standard fee unless it appears to the appropriate authority that the standard fee would be inappropriate taking into account all the relevant circumstances of the case, in which case it shall allow such greater or lesser fee, not exceeding the maximum amount specified in respect of that item of work, as appears to it to provide fair remuneration.

2. Where no standard fee is specified in respect of an item of work allowed under regulation 8, the appropriate authority shall allow such fee, not exceeding the maximum amount specified in respect of that item of work, as appears to it to provide fair remuneration.

3. Where an hourly rate is specified in a Table in this Schedule in respect of an item of work allowed under regulation 8, the appropriate authority shall determine any fee for such work in accordance with that hourly rate; provided that the fee determined shall not be less than the minimum amount specified.

4. Where a refresher fee does not relate to a full day, the appropriate authority shall allow such fee as appears to it reasonable having regard to the fee which would be allowable for a full day.

5. The fees allowed to junior counsel for proceedings in the Crown Court arising out of a breach of an order of the Crown Court or other similar matters shall not exceed the maximum amounts specified for 'Committals for sentence'.

6. Where counsel is instructed to appear in a court which is not within 25 miles of his chambers, the appropriate authority may allow an amount in respect of counsel's attendance at that court to cover any travelling and hotel expenses actually and reasonably incurred and necessarily and exclusively attributable to counsel's attendance at that court; provided that the amount allowed shall not be greater than the amount, if any, which would be payable to counsel practising from the nearest local Bar unless counsel can justify his attendance having regard to all the relevant circumstances of the case.

TABLE 1: JUNIOR COUNSEL

Court	Type of proceedings	Basic fee	Full day refresher fee	Subsidiary fees		
				Attendance at consultations, conferences & views	Written work	Attendance at pre-trial reviews, applications and other appearances
Magistrates' Court	All cases	Maximum amount: £250	Maximum amount: £110	£15 per hour Minimum amount: £8	Maximum amount: £30	Maximum amount: £55
Crown Court	Jury trials	Maximum amount: £300				
	Cases prepared for trial in which no jury is sworn	Maximum amount: £180				
	Guilty pleas	Maximum amount: £110				
	Appeals against conviction	Standard fee: £65 Maximum amount: £125	Standard fee: £85 Maximum amount: £120	£17 per hour Minimum amount: £9	Maximum amount: £35	Maximum amount: £60
	Appeals against sentence	Standard fee: £45 Maximum amount: £65				
	Committals for sentence	Standard fee: £40 Maximum amount: £65				

TABLE 2: QUEEN'S COUNSEL

Court	Type of proceedings	Basic fee	Full day refresher fee	Subsidiary fees		
				Attendance at consultations, conferences & views	Written work	Attendance at pre-trial reviews, applications and other appearances
Magistrates' Court	All cases	Maximum amount: £2,500	Maximum amount: £200	£30 per hour Minimum amount: £15	Maximum amount: £60	Maximum amount: £125
Crown Court	All cases	Maximum amount: £3,000	Maximum amount: £225	£35 per hour Minimum amount: £17	Maximum amount: £70	Maximum amount: £150

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations provide for the determination of the costs which may be paid to the legal representatives of a person given criminal legal aid and prescribe rates and scales of payment for those costs. The Regulations revoke the Legal Aid in Criminal Proceedings (Fees and Expenses) Regulations 1968 and the Courts-Martial Appeal Legal Aid (Fees and Expenses) Regulations 1969, save that those Regulations will continue to apply to legal aid orders granted before 1st October 1982.

Regulations 4, 5 and 6, and Schedule 1 deal with solicitors' costs, the principal change from the earlier Regulations being the provision of standard hourly rates for costs. Regulations 7 and 8, and Schedule 2 deal with counsel's fees, the principal change being the provision of more detailed tables of fees. Regulations 10, 11 and 12 provide for the redetermination of costs and for appeals.

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