
 STATUTORY INSTRUMENTS

1985 No. 333

**LEGAL AID AND ADVICE, ENGLAND AND WALES
COURTS-MARTIAL (APPEALS)**
**The Legal Aid in Criminal Proceedings (Costs)
(Amendment) Regulations 1985**

Made - - - - - 6th March 1985

Laid before Parliament 11th March 1985

Coming into Operation 1st April 1985

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 having had regard to the principle of allowing fair remuneration according to the work actually and reasonably done, hereby makes the following Regulations:

1. These Regulations may be cited as the Legal Aid in Criminal Proceedings (Costs) (Amendment) Regulations 1985 and shall come into operation on 1st April 1985.

2. In these Regulations a regulation or schedule referred to by number means a regulation or schedule so numbered in the Legal Aid in Criminal Proceedings (Costs) Regulations 1982(c).

3.—(1) In regulation 5(3) for the date “30th June 1985” there shall be substituted “30th June 1986”.

(2) In regulation 8(2)(a) for the date “30th June 1985” there shall be substituted “30th June 1986”.

(3) For paragraph 1 of schedule 1 there shall be substituted, in respect of work done on or after 1st April 1985, the following paragraph:

“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	£27 per hour
Advocacy	£33 per hour
Attendance at court where counsel assigned	£18 per hour
Travelling and waiting	£17 per hour
Routine letters written and routine telephone calls	£2.15 per item

(a) 1974 c.4.

(b) S.I. 1980/705.

(c) S.I. 1982/1197, as amended by S.I. 1984/264 and other instruments not relevant to these Regulations.

<i>(b) Crown Court and Court of Appeal proceedings</i>		
Class of work	Grade of fee-earner	Standard rate
Preparation	Senior solicitor	£31 per hour
	Solicitor, legal executive or fee-earner of equivalent experience	£27 per hour
	Articled clerk or fee-earner of equivalent experience	£18 per hour
Advocacy	Senior solicitor or solicitor	£33 per hour
Attendance at Court where counsel assigned	Senior solicitor	£27 per hour
	Solicitor, legal executive or fee-earner of equivalent experience	£21 per hour
	Articled clerk or fee-earner of equivalent experience	£13 per hour
Travelling and waiting	Senior solicitor, solicitor, legal executive or fee-earner of equivalent experience	£17 per hour
	Articled clerk or fee-earner of equivalent experience	£9 per hour
Routing letters written and routine telephone calls		£2.15 per item"

(4) For Table 1 of schedule 2 there shall be substituted, in respect of work done on or after 1st April 1985, the following Table:

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: £300	Maximum amount: £115	£18 per hour Minimum amount: £9	Maximum amount: £35	Maximum amount: £66
Crown Court	Jury trials Cases prepared for trial in which no jury is sworn Guilty pleas Appeals against conviction Appeals against sentence Committals for sentence	Maximum amount: £360 Maximum amount: £210 Maximum amount: £125 Standard fee: £72 Maximum amount: £140 Standard fee: £52 Maximum amount: £73 Standard fee: £47 Maximum amount: £73	Standard fee: £90 Maximum amount: £127	£20 per hour Minimum amount: £10	Maximum amount: £40	Maximum amount: £68

(5) For Table 2 of schedule 2 there shall be substituted, in respect of work done on or after 1st April 1985, the following Table:

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: £2,925	Maximum amount: £215	£34 per hour Minimum amount: £17	Maximum amount: £70	Maximum amount: £140
Crown Court	All cases	Maximum amount: £3,525	Maximum amount: £240	£40 per hour Minimum amount: £20	Maximum amount: £80	Maximum amount: £175

Dated 6th March 1985

Hailsham of St. Marylebone, C.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Legal Aid in Criminal Proceedings (Costs) Regulations 1982 and increase the rates of remuneration for legal aid work in criminal proceedings done on or after 1st April 1985. There is an overall increase of 4%.

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