
STATUTORY INSTRUMENTS

2017 No. 53

**The Civil Legal Aid (Procedure)
(Amendment) Regulations 2017**

Amendments to the Civil Legal Aid (Procedure) Regulations 2012

2.—(1) The Civil Legal Aid (Procedure) Regulations 2012(1) are amended as follows.

(2) In regulation 23(1)(d) (the application), after “the subject of the application” insert “(unless the Director has waived this requirement under paragraph (1A))”.

(3) After regulation 23(1), insert—

“(1A) The Director may waive the requirement in regulation 23(1)(d) if—

- (a) the application is for civil legal services described in paragraph 41 of Part 1 of Schedule 1 to the Act in the form of legal help;
- (b) the Director has determined that civil legal services in the same matter are to be made available to the individual under section 10 of the Act, and
- (c) the effective administration of justice test is satisfied.

(1B) If the Director, having waived the requirement in regulation 23(1)(d), determines that an individual qualifies for Controlled Work—

- (a) the Director may make the determination conditional upon the proposed provider entering into an individual case contract with the Lord Chancellor, and
- (b) the determination may specify that the determination is to be treated as having effect from a date earlier than the date of the determination.”.