



# Welsh Language (Wales) Measure 2011

## 2011 nawm 1

### PART 2

#### THE WELSH LANGUAGE COMMISSIONER

##### *Functions*

#### **10 Legal assistance: costs**

- (1) This section applies where—
  - (a) the Commissioner has assisted an individual under section 9 in relation to proceedings, and
  - (b) the individual becomes entitled to some or all of his or her costs in the proceedings (whether by virtue of an award or by virtue of an agreement).
- (2) The Commissioner's expenses in providing the assistance—
  - (a) are charged on sums paid to the individual by way of costs, and
  - (b) may be enforced as a debt due to the Commissioner.
- (3) A requirement to pay money to the Commissioner under subsection (2) ranks after a requirement imposed by virtue of section 11(4)(f) of the Access to Justice Act 1999 (recovery of costs in funded cases).
- (4) For the purposes of subsection (2), the Commissioner's expenses are to be calculated in accordance with such provision (if any) as the Welsh Ministers make for the purpose by regulations.
- (5) Regulations under subsection (4) may, amongst other things, provide for the apportionment of expenditure incurred by the Commissioner—
  - (a) partly for one purpose and partly for another, or
  - (b) for general purposes.