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SCHEDULE 1

Regulation 4

PROVISIONS SUBSTITUTED FOR THE TABLE SET OUT IN PART 1 OF SCHEDULE 1 OF THE CRIMINAL LEGAL AID (FIXED PAYMENTS) (SCOTLAND) REGULATIONS 1999

“SCHEDULE 1

Regulation 4

PART 1

	<i>Where professional services are provided in relation to proceedings in the District Court (other than where proceedings are set down to proceed before a Stipendiary Magistrate)</i>	<i>Where professional services are provided in relation to proceedings in the Sheriff Court (other than proceedings in a Court specified in Schedule 2) or the District Court (where proceedings are set down to proceed before a Stipendiary Magistrate)</i>	<i>Where professional services are provided in relation to proceedings in the Sheriff Court and those proceedings are brought in a Court specified in Schedule 2</i>
<p>1. All work up to and including:</p> <p>(i) any diet at which a plea of guilty is made and accepted or plea in mitigation is made;</p> <p>(ii) the first 30 minutes of conducting a</p>	<p>£300 (where criminal legal aid has been made available in the circumstances referred to in paragraphs 11 or 12 below £275)</p>	<p>£500 (where criminal legal aid has been made available in the circumstances referred to in paragraphs 11 or 12 below £475)</p>	<p>£550 (where criminal legal aid has been made available in the circumstances referred to in paragraphs 11 or 12 below £525)</p>

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proof
in
mitigation,
or
a
proof
of
a
victim
statement,
other
than
in
the
circumstances
where
paragraph
3
below
applies;

(iii) the
first
30
minutes
of
conducting
any
trial;
and

(iv) advising,
giving
an
opinion
and
taking
final
instructions
on
the

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prospects of an appeal against conviction, sentence, other disposal or acquittal,			
together with any subsequent or additional work other than that specified in paragraphs 2-13 below.			
2. All work done in connection with a complaint under section 27(1)(b) of the 1995 Act up to and including the first 30 minutes of conducting a trial or proof in mitigation.	£150	£250	£250
3. All work done in connection with a grant of legal aid under section 23(1)(b) of the Act including the	£25	£50	£50

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first 30 minutes of conducting a proof in mitigation, or a proof of a victim statement.			
4. Conducting a trial or proof in mitigation for the first day (after the first 30 minutes)	£50	£100	£100
5. Conducting a trial or proof in mitigation for the second day.	£50	£200	£200
6. Conducting a trial or proof in mitigation for the third and subsequent days (per day).	£100	£400	£400
7. Representation in court at a continued diet following a victim statement having been laid before the court where the court determines sentence or fixes a proof of a victim statement, or adjourns such a proof without hearing evidence.		£50	—

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8. Conducting a proof of a victim statement where there has been no trial or proof in mitigation for the first day (after the first 30 minutes), and thereafter for subsequent days (per day).	–	£200	–
9. Conducting a proof of a victim statement at a continued diet following a concluded trial or proof in mitigation (per day).	–	£200	–
10. Representation in court at a diet of deferred sentence or per appearance in a court which has been designated as a youth court by the sheriff principal, at a hearing in respect of a community supervision order, or per appearance at a hearing in a court which has been	£25	£50	£50

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designated as a domestic abuse court by the sheriff principal.			
11. All work done where the accused is in custody and has tendered a plea of not guilty until determination of the application for legal aid.	£25	£25	£25
12. All work done by virtue of section 24(7) of the Act until determination of the application for legal aid.	£25	£25	£25
13. All work done in connection with a bail appeal under section 32 of the 1995 Act, or an appeal under section 201(4) of the 1995 Act.	£50	£50	£50 ⁷ .