
SCOTTISH STATUTORY INSTRUMENTS

2021 No. 56

The Legal Aid and Advice and Assistance (Miscellaneous Amendment) (Scotland) Regulations 2021

Amendments to the Advice and Assistance (Scotland) Regulations 1996

6.—(1) Schedule 3 (table of fees allowable to solicitors) of the Advice and Assistance (Scotland) Regulations 1996⁽¹⁾ is amended as follows.

(2) In Part 1 (table of fees allowable to solicitors for assistance by way of representation)—

(a) in paragraph 1, for the table of fees substitute the table of fees in schedule 12 of these Regulations,

(b) in paragraph 3 (petition by debtor for sequestration)⁽²⁾—

(i) in sub-paragraph (a) for “£34.15” substitute “£35.86”, and

(ii) in sub-paragraph (b) for “£56.09” substitute “£58.90”.

(3) In paragraph 1 of Part 2 (table of fees allowed to solicitors for advice and assistance other than assistance by way of representation) for the table of fees substitute the table of fees in schedule 13 of these Regulations.

(4) In Part 3 (table of fees allowed to solicitors for assistance by way of representation for proceedings under sections 19, 30 and 36(1)(a) of the Criminal Justice (Scotland) Act 2016) for the table of fees substitute the table of fees in schedule 14 of these Regulations.

(5) In Part 4 (table of fees allowed to solicitors for advice and assistance in relation to sections 32 and 44 of the Criminal Justice (Scotland) Act 2016)⁽³⁾—

(a) in paragraph 3 (standard rate) for “£77.25” substitute “£81.12”,

(b) in paragraph 3 (higher rate) for “£102.75” substitute “£107.89”,

(c) in paragraph 4(a) (standard rate) for “£118.45” substitute “£124.38”,

(d) in paragraph 4(a) (higher rate) for “£157.54” substitute “£165.42”,

(e) in paragraph 4(b)(i) (standard rate) for “£206.00” substitute “£216.30”,

(f) in paragraph 4(b)(i) (higher rate) for “£273.98” substitute “£287.68”,

(g) in paragraph 4(b)(ii) (standard rate) for “£51.50” substitute “£54.08”,

(h) in paragraph 4(b)(ii) (higher rate) for “£68.50” substitute “£71.93”,

(i) in paragraph 5 (standard rate) for “£30.90” substitute “£32.45”,

(j) in paragraph 5 (higher rate) for “£41.10” substitute “£43.16”,

(k) in paragraph 6 for “£11.95” in each place where it appears substitute “£12.55”,

(l) in paragraph 6 for “£15.90” in each place where it appears substitute “£16.70”.

(1) S.I. 1996/2447; relevant amending instruments are S.I. 1997/726, S.S.I. 2004/262, S.S.I. 2005/171, S.S.I. 2006/233, S.S.I. 2008/240, S.S.I. 2010/312, S.S.I. 2011/41, S.S.I. 2013/144, S.S.I. 2013/250, S.S.I. 2014/257, S.S.I. 2017/466, S.S.I. 2019/78, S.S.I. 2020/191 and S.S.I. 2021/55.

(2) Figures in paragraph 3 substituted by S.S.I. 2019/78.

(3) Figures in Part 4 substituted by S.S.I. 2019/78.

(6) In Part V (table of fees allowable to solicitors for assistance by way of representation for proceedings under schedule 8 of the Terrorism Act 2000)(4)—

- (a) for “£51.50” in each place where it appears substitute “£54.08”,
- (b) for “£77.25” in each place where it appears substitute “£81.12”,
- (c) for “£5.98” in each place where it appears substitute “£6.28”.

(7) In Part VI (table of fees allowable to solicitors for advice and assistance in relation to section 41 and schedule 7 of the Terrorism Act 2000 and Part 1 of schedule 3 of the Counter-Terrorism and Border Security Act 2019)(5)—

- (a) in paragraph 3(a) (standard rate) for “£118.45” substitute “£124.38”,
- (b) in paragraph 3(a) (higher rate) for “£157.54” substitute “£165.42”,
- (c) in paragraph 3(b)(i) (standard rate) for “£206.00” substitute “£216.30”,
- (d) in paragraph 3(b)(i) (higher rate) for “£273.98” substitute “£287.68”,
- (e) in paragraph 3(b)(ii) (standard rate) for “£51.50” substitute “£54.08”,
- (f) in paragraph 3(b)(ii) (higher rate) for “£68.50” substitute “£71.93”
- (g) in paragraph 4 (standard rate) for “£30.90” substitute “£32.45”,
- (h) in paragraph 4 (higher rate) for “£41.10” substitute “£43.16”,
- (i) in paragraph 5(a) (standard rate) for “£11.95” substitute “£12.55”,
- (j) in paragraph 5(a) (higher rate) for “£15.90” substitute “£16.70”,
- (k) in paragraph 5(b) (standard rate) for “£11.95” substitute “£12.55”,
- (l) in paragraph 5(b) (higher rate) for “£15.90” substitute “£16.70”.

(4) Part V inserted by [S.S.I. 2021/55](#).
(5) Part VI inserted by [S.S.I. 2021/55](#).