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STATUTORY INSTRUMENTS

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**1987 No. 388**

**LEGAL AID AND ADVICE,  
ENGLAND AND WALES**

**The Legal Advice and Assistance at Police Stations  
(Remuneration) (Amendment) Regulations 1987**

<i>Made</i>	- - - -	<i>9th March 1987</i>
<i>Laid before Parliament</i>		<i>11th March 1987</i>
<i>Coming into force</i>	- -	<i>1st April 1987</i>

The Lord Chancellor, in exercise of the powers conferred on him by section 20(1) of the Legal Aid Act 1974<sup>(1)</sup> and section 1 of the Legal Aid Act 1982<sup>(2)</sup>, and with the concurrence of the Treasury, hereby makes the following Regulations:—

**1.** These Regulations may be cited as the Legal Advice and Assistance at Police Stations (Remuneration) (Amendment) Regulations 1987 and shall come into force on 1st April 1987.

**2.** For paragraph 1 of the Schedule to the Legal Advice and Assistance at Police Stations (Remuneration) Regulations 1985<sup>(3)</sup>, there shall be substituted in respect of work done on or after 1st April 1987, the following paragraph:—

“**1.** The Law Society shall, subject to paragraph 2 in the case of item (a), allow fees for work allowed by it under regulation 5 at the following rates;

Class of work	Rate
(a) availability during duty period	£2.85 per hour served, to a maximum of £68.40 (£2.95 per hour served to a maximum of £70.80 in respect of a solicitor whose office is situated within a London postal district)
(b) advising and assisting person arrested and held in custody in connection with an arrestable	

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(1) 1974 c. 4; section 20 was amended by the Legal Aid Act 1979 (c. 26), section 4(2) and by the Civil Jurisdiction and Judgements Act 1982 (c. 27), section 40(1).

(2) 1982 c. 44; section 1 was amended by the Police and Criminal Evidence Act 1984 (c. 60), section 59.

(3) S.I. 1985/1880, as amended by S.I. 1986/445 and 1559.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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Class of work	Rate
offence or being interviewed in connection with a serious service offence	
(i) by a duty solicitor in unsocial hours	£43 per hour
(ii) by a duty solicitor in all other hours	£32.50 per hour (£33.50 per hour in respect of a solicitor whose office is situated within a London postal district)
(iii) by an own solicitor	£32.50 per hour (£33.50 per hour in respect of a solicitor whose office is situated within a London postal district)
(c) all other advice and assistance	£32.50 per hour (£33.50 per hour in respect of a solicitor whose office is situated within a London postal district)
(d) travelling and waiting	
(i) by a duty solicitor in unsocial hours	£43 per hour
(ii) by a duty solicitor in all other hours	£32.50 per hour (£33.50 per hour in respect of a solicitor whose office is situated within a London postal district)
(iii) by an own solicitor	£19 per hour
(e) advising and assisting over the telephone	£12 per item
(f) routine telephone calls	£1.50 per item".

Dated 4th March 1987

*Hailsham of St Marylebone, C.*

We concur,

*Peter Lloyd*

*Michael Neubert*

Two of the Lords Commissioners of Her Majesty's Treasury.

Dated 9th March 1987

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## EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Legal Advice and Assistance at Police Stations (Remuneration) Regulations 1985 by increasing the rates of payment for the remuneration which may be paid to solicitors (both those acting as duty solicitors in accordance with a scheme made under section 15 of the Legal Aid Act 1974 and section 1 of the Legal Aid Act 1982 and those acting as own solicitors) who give advice and assistance to suspects at police stations. There is an overall increase of 6%.