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STATUTORY INSTRUMENTS

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**2010 No. 1109**

**LEGAL SERVICES COMMISSION,  
ENGLAND AND WALES**

**The Community Legal Service (Funding)  
(Amendment No. 2) Order 2010**

*Made - - - - 28th March 2010*  
*Laid before Parliament 31st March 2010*  
*Coming into force - - 14th October 2010*

The Lord Chancellor makes the following Order in exercise of the powers conferred by sections 6(4) and 25(8A) of the Access to Justice Act 1999(1).

He has consulted the General Council of the Bar and the Law Society in accordance with section 25(2) of that Act and has had regard to the matters specified in section 25(3) of that Act.

**Citation, commencement and interpretation**

1.—(1) This Order may be cited as the Community Legal Service (Funding) (Amendment No. 2) Order 2010 and comes into force on 14th October 2010.

(2) In this Order “the 2007 Order” means the Community Legal Service (Funding) Order 2007(2) and words and phrases used in this Order have the same meaning as in the 2007 Order.

**Amendments to the 2007 Order**

2. The 2007 Order is amended as follows.

3. In article 3(1)—

(a) after the definition of “the 2007 Act” insert—

““2010 Standard Civil Contract” means the contract between the Commission and a provider for the provision of funded services, including the contract for signature, the standard terms, the schedules and the specifications(3);

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(1) 1999 c. 22. The reference in section 6 to the Lord Chancellor was changed to the Secretary of State by S.I. 2003/1887 and changed back to the Lord Chancellor by S.I. 2005/3429. Section 25(8A) was inserted by section 153 of the Coroners and Justice Act 2009 (c. 25).

(2) S.I. 2007/2441, amended by S.I. 2008/1328, 2008/2704, 2009/2468 and 2010/95.

(3) Published by the Commission on 26th March 2010 and available on its website at [www.legalservices.gov.uk](http://www.legalservices.gov.uk).

“advocates’ meeting” means an advocates’ meeting held under stage 2 or 3 of the Public Law Outline;

“advocacy services” means work done—

- (i) by an advocate at a court hearing;
- (ii) by an advocate, as such, in connection with an advocates’ meeting;
- (iii) by counsel in connection with a conference, and
- (iv) by counsel in connection with an opinion;

and fees and rates for advocacy services include remuneration for preparatory work, travelling (except where an exceptional travel fee is payable under Schedule 2) and waiting in relation to those services;

“child abduction proceedings” means proceedings within section 11.13 of Part 1 of the Funding Code or a dispute about legal rights and duties which would fall within that section if the level of service provided were to be extended to Legal Representation;”;

- (b) after the definition of “Commission” insert—

““counsel” means—

a barrister in independent practice; and

a solicitor or Fellow of the Institute of Legal Executives who does not work in a partnership and who does not hold a 2010 Standard Civil Contract;”;

- (c) after the definition of “Mental Health Proceedings” insert—

““Public Law Outline” means the outline set out in the table following paragraph 10 of the Practice Direction, Public Law Proceedings: Guide to Case Management, April 2010, given by the President of the Family Division;”;

- (d) omit the definition of “Unified Contract”.

**4.** In article 3(2)—

- (a) after ““Family Help (Lower)”” insert ““Family Help (Higher)”, “Investigative Help””;
- (b) for ““and “Legal Representation”” substitute ““Legal Representation” and “Full Representation””.

**5.—(1)** In article 5(2), in each place where it appears, for “the Schedule to this Order” substitute “Schedule 1”.

(2) For the Schedule to the 2007 Order substitute Schedule 1 as set out in Schedule 1 to this Order.

**6.—(1)** After article 5 insert—

**“Family advocacy scheme**

**5A.—(1)** In proceedings to which this article applies, the Commission must fund advocacy services as part of the Community Legal Service in accordance with—

- (a) the fees and rates set out in Schedule 2; and
- (b) the provisions of the 2010 Standard Civil Contract.

(2) This article applies to advocacy services in family proceedings except for services provided—

- (a) to any party in child abduction proceedings;

- (b) in proceedings under the Inheritance (Provision for Family and Dependants) Act 1975(4);
- (c) in proceedings under the Trusts of Land and Appointment of Trustees Act 1996(5);
- (d) in proceedings under Part 4A of the Family Law Act 1996(6);
- (e) in defended proceedings for divorce or judicial separation or for dissolution of a civil partnership or the legal separation of civil partners;
- (f) in proceedings for nullity of marriage or annulment of a civil partnership;
- (g) in applications for a parental order under the Human Fertilisation and Embryology Act 2008(7);
- (h) in proceedings under the inherent jurisdiction of the High Court in relation to children;
- (i) where the advocate separately represents a child in proceedings other than proceedings which are specified proceedings within the meaning of section 41(6) of the Children Act 1989(8) or are heard together with such specified proceedings;
- (j) in proceedings in the Court of Appeal or the Supreme Court;
- (k) in a final appeal (as defined in the 2010 Standard Civil Contract);
- (l) by Queen’s Counsel acting as such under a prior authority given by the Commission;
- (m) under an individual case contract for a high cost case issued under rule A3 of Part 2 of the Funding Code.

### **Disbursements**

**5B.** Nothing in this Order prevents the Commission from paying reasonable disbursements.<sup>77</sup>

(2) Schedule 2, which contains the Schedule referred to in article 5A(1), inserted by paragraph (1), has effect.

#### **7. Where—**

- (a) an application for funded services is made before 14th October 2010; or
- (b) a client is in receipt of Investigative Help and Family Help (Higher) before 14th October 2010 and the funded services are extended on or after that date to include Full Representation; or
- (c) a certificate issued under the Funding Code covers funded services which were applied for before 14th October 2010 (whether or not the scope of the certificate is extended on or after that date),

the 2007 Order continues to have effect as if this Order had not been made.

### **Revocation of the Community Legal Service (Funding) (Counsel in Family Proceedings) Order 2001**

**8.—(1)** Subject to paragraph (2), the Community Legal Service (Funding) (Counsel in Family Proceedings) Order 2001(9) is revoked.

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(4) 1975 c. 63.

(5) 1996 c. 47.

(6) 1996 c. 27. Part 4A was inserted by section 1 of the Forced Marriage (Civil Protection) Act 2007 (c. 20).

(7) 2008 c. 22.

(8) 1989 c. 41. Section 41(6) was amended by section 122(1)(a) of the Adoption and Children Act 2002 (c. 38).

(9) S.I. 2001/1077, amended by S.I. 2003/2590, 2005/184, 2006/2364, 2007/2443, 2007/3169 and 2008/666.

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- (2) That Order continues to have effect where—
- (a) an application for funded services is made before 14th October 2010; or
  - (b) a client is in receipt of Investigative Help and Family Help (Higher) before 14th October 2010 and the funded services are extended on or after that date to include Full Representation; or
  - (c) a certificate issued under the funding code covers funded services which were applied for before 14th October 2010 (whether or not the scope of the certificate is extended on or after that date).

Signed by authority of the Lord Chancellor

28th March 2010

*Bach*  
Parliamentary Under Secretary of State  
Ministry of Justice

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

SCHEDULE 1

Article 5

The following Schedule is substituted for the Schedule to the 2007 Order.

“SCHEDULE 1

Article 5

Fees and Hourly Rates

Words and expressions used in this Schedule have the same meaning as in the 2010 Standard Civil Contract. The fees and rates in this Schedule are exclusive of value added tax.

Part 1 - Civil Standard and Graduated Fees

1 - Legal Help and Help at Court

**Table 1**

The fees in this Table for Housing do not apply to the Housing Possession Court Duty Scheme – see Table 6.

<i>Category</i>	Schedule Authorisation Fixed fee	<i>Schedule Authorisation Exceptional Thresholds</i>	Tolerance Fixed Fee	<i>Tolerance Exceptional Thresholds</i>
Actions against the Police	£266	£798	£154	£462
Clinical Negligence	£217	£651		
Community Care	£296	£888	£179	£537
Consumer General Contract	£177	£531	£149	£447
Debt	£200	£600	£123	£369
Education	£302	£906	£152	£456
Employment	£230	£690	£150	£450
Housing	£174	£522	£138	£414
Miscellaneous	£88	£264		
Personal Injury	£226	£678	£154	£462
Public Law	£288	£864	£207	£621
Welfare Benefits	£167	£501	£136	£408

2 - Family Public Law

**Table 2 (a): Legal Help**

<i>National</i>
£147

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**Table 2(b): Family Help (Lower) – section 31 Children Act 1989 Care or Supervision Proceedings only**

<i>National</i>
£405

**Table 2(c): Legal Representation - section 31 Children Act 1989 Care or Supervision Proceedings only**

<i>Party</i>	<i>Court</i>	<i>Number of Clients</i>	<i>Midlands</i>	<i>North</i>	<i>London and South</i>	<i>Wales</i>
Child	Other	1	£2,165	£1,775	£2,485	£2,426
Child	Other	2 or more	£3,247	£2,662	£3,728	£3,639
Child	High	1	£2,879	£2,361	£3,305	£3,226
Child	High	2 or more	£4,319	£3,542	£4,957	£4,838
Joined Party	Other		£1,148	£887	£1,334	£1,445
Joined Party	High		£1,527	£1,180	£1,774	£1,922
Parent	Other	1	£2,840	£2,359	£3,230	£2,925
Parent	Other	2	£3,551	£2,948	£4,037	£3,657
Parent	High	1	£3,777	£3,137	£4,296	£3,891
Parent	High	2	£4,721	£3,922	£5,369	£4,864

3 - Family Private Law

**Table 3 (a): Legal Help**

<i>National</i>
£96

**Table 3 (b): Legal Help - Divorce Petition only**

<i>National</i>
£162

**Table 3 (c): Family Help (Lower) - Children**

	<i>Fee</i>	<i>Settlement Fee</i>
London	£256	£153
Non-London	£221	£132

**Table 3 (d): Family Help (Lower) - Finance**

	<i>Fee</i>	<i>Settlement Fee</i>
London	£268	£161

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	Fee	Settlement Fee
Non-London	£231	£139

**Table 3 (e): Higher Standard Fee Schemes – Children**

	Court	Family Help (Higher) Standard fee	Legal Representation Standard Fee
London	Other	£471	£335
	High Court	£565	£402
Non-London	Other	£392	£279
	High Court	£471	£335

**Table 3 (f): Higher Standard Fee Schemes – Finance**

	Court	Family Help (Higher) Standard Fee	Family Help (Higher) Settlement Fee	Legal Representation Standard Fee
London	Other	£523	£105	£416
	High Court	£628	£125	£499
Non-London	Other	£436	£87	£346
	High Court	£523	£105	£416

**Table 3 (g): Higher Standard Fee Schemes – Domestic Abuse Proceedings**

	Court	Legal Standard Fee	Representation
London	Other	£675	
	High Court	£810	
Non-London	Other	£563	
	High Court	£675	

#### 4 - Immigration

**Table 4 (a): Immigration standard fees**

	Stage 1 (Legal Help)	Stage 2a (Controlled Legal Representation)	Stage 2b (Controlled Legal Representation)
Asylum	£459	£252	£630
Immigration asylum	Non- £260	£252	£504

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**Table 4 (b) Additional payment – Home Office interview**

Representation at Home Office interview	£296
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**Table 4 (c): Additional payments – advocacy services**

	Additional Payment
Oral Case Management Review Hearing	£184
Telephone Case Management Review Hearing	£100
Representation at a substantive hearing in the Immigration and Asylum Chamber of the First-tier Tribunal	£336 Asylum, £263 Immigration
Additional day substantive hearing	£179 Asylum, £179 Immigration

**Table 4 (d): Immigration removal centres standard fees (for exclusive schedule holders only)**

On-site surgery – advising five or more clients	£400
On-site surgery – advising four clients or fewer	£200
Fast-track standby payment	£37.80

5 - Mental Health

**Table 5 (a): Basic Fees**

	Basic Fees
Mental Health – non-Tribunal	£281
Level 1 (Mental Health Proceedings)	£143
Level 2 (Mental Health Proceedings)	£357
Level 3 (Mental Health Proceedings)	£327

**Table 5 (b): Additional Fees**

	Additional Fees
Adjourned Hearing Fee	£130
Remote Travel payment Level 1 (Mental Health Proceedings)	£77
Remote Travel payment: Mental Health – non-Tribunal, Level 2 (Mental Health Proceedings), Level 3 (Mental Health Proceedings)	£153



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## 6 - Housing Possession Court Duty Scheme

**Table 6: Standard Fee**

London	£84
Non-London	£79.50

### Part 2 - Hourly Rates – Controlled Work

#### 7 - Legal Help, Help at Court and Family Help (Lower)

**Table 7 (a): Immigration exceptional cases, Mental Health, Actions against the Police etc., Public Law, Education and Community Care**

<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Preparation, attendance and advocacy	£58.50 per hour	£53.60 per hour
Travel and waiting time	£30.90 per hour	£30.00 per hour
Routine letters out and telephone calls	£4.50 per item	£4.20 per item

**Table 7 (b): Family and Housing (except as in Table 7 (c)) and Employment**

<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Preparation, attendance and advocacy	£54.15 per hour	£51.05 per hour
Travel and waiting time	£28.60 per hour	£28.60 per hour
Routine letters out and telephone calls	£4.20 per item	£4.05 per item

**Table 7 (c): Legal Help or Help at Court provided in relation to a review under section 202 of the Housing Act 1996(10) and to a defendant to a possession claim in the county court; Family Help (Lower) and related Legal Help in relation to care or supervision proceedings under section 31 of the Children Act 1989**

<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Preparation, attendance and advocacy	£62.40 per hour	£58.40 per hour
Travel and waiting time	£30.90 per hour	£30.05 per hour
Routine letters out and telephone calls	£4.50 per item	£4.20 per item

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**Table 7 (d): Immigration hourly rates cases**

<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Preparation, attendance and advocacy	£57.35 per hour	£52.55 per hour
Travel and waiting time	£30.30 per hour	£29.45 per hour
Routine letters out and telephone calls	£4.40 per item	£4.10 per item

**Table 7 (e): All other categories and all tolerance work**

<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Preparation, attendance and advocacy	£51.70 per hour	£48.75 per hour
Travel and waiting time	£27.35 per hour	£27.35 per hour
Routine letters out and telephone calls	£4.00 per item	£3.85 per item

8 - Controlled Legal Representation

**Table 8 (a): Immigration – exceptional cases**

<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Preparation and attendance	£64.25 per hour	£60.10 per hour
Travel and waiting time	£31.80 per hour	£30.90 per hour
Routine letters out and telephone calls	£4.60 per item	£4.30 per item
Advocacy	£73.10 per hour	£73.10 per hour

**Table 8 (b): Immigration – Upper Tribunal cases where permission granted to client (non-Fast-track)**

<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Preparation and attendance	£82.62 per hour	£77.29 per hour
Travel and waiting time	£40.91 per hour	£39.76 per hour
Routine letters out and telephone calls	£5.94 per item	£5.54 per item
Advocacy	£93.96 per hour	£93.96 per hour

**Table 8 (c): Immigration – other hourly rates cases**

<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Preparation and attendance	£61.20 per hour	£57.25 per hour

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<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Travel and waiting time	£30.30 per hour	£29.45 per hour
Routine letters out and telephone calls	£4.40 per item	£4.10 per item
Advocacy	£69.60 per hour	£69.60 per hour

**Table 8 (d): Representation in Mental Health proceedings**

<i>Activity</i>	London Rate	<i>Non London Rate</i>
Preparation and attendance	£64.25 per hour	£60.10 per hour
Travel and waiting time	£31.80 per hour	£30.90 per hour
Letters and telephone calls	£4.60 per item	£4.30 per item
Advocacy	£73.10 per hour	£73.10 per hour
Attending tribunal with counsel	£34.20 per hour	£34.20 per hour

### Part 3 - Hourly Rates – Licensed Work

#### 9 - Family Prescribed Rates

**Table 9 (a): Care Proceedings**

<i>Activity</i>	Higher Courts	<i>County court and family proceedings court</i>
Writing routine letters	£4.70 per item	£4.10 per item
Receiving routine letters	£2.35 per item	£2.05 per item
Routine telephone calls	£4.70 per item	£4.10 per item
Preparation and attendance	£77.85 per hour (London Rate)	£68.20 per hour (London Rate)
	£73.15 per hour (non-London Rate)	£64.90 per hour (non-London Rate)
Attending at court or conference with counsel	£41.25 per hour	£36.30 per hour
Advocacy	£77.85 per hour (London Rate)	£71.50 per hour
	£73.15 per hour (non-London Rate)	
Travelling and waiting time	£35.75 per hour	£32.45 per hour

**Table 9 (b): Other Family Proceedings**

<i>Activity</i>	Higher Courts	<i>County court and family proceedings court</i>
Writing routine letters	£7.05 per item	£6.00 per item
Receiving routine letters	£3.50 per item	£3.00 per item

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<i>Activity</i>	Higher Courts	<i>County court and family proceedings court</i>
Routine telephone calls	£7.05 per item	£6.00 per item
Preparation and attendance	£78.40 per hour (London Rate)	£66.00 per hour (London Rate)
	£73.05 per hour (non-London Rate)	£61.00 per hour (non-London Rate)
Attending at court conference with counsel or	£41.25 per hour	£36.00 per hour
Advocacy	£78.40 per hour (London Rate)	£66.00 per hour (London Rate)
	£73.05 per hour (non-London Rate)	£63.00 per hour (non-London Rate)
Travelling and waiting time	£35.75 per hour	£32.00 per hour (London Rate)
		£31.00 per hour (non-London Rate)

#### 10 - Non Family Prescribed Rates

**Table 10 (a): Higher Courts, county courts and magistrates' courts for work carried out with Schedule authorisation**

<i>Activity</i>	Higher Courts	<i>County court and magistrates' court</i>
Writing routine letters	£7.50 per item	£6.60 per item
Routine telephone calls	£4.15 per item	£3.65 per item
Preparation and attendance	£79.50 per hour (London Rate)	£70.00 per hour (London Rate)
	£75.00 per hour (non-London Rate)	£66.00 per hour (non-London Rate)
Attending at court conference with counsel or	£37.00 per hour	£32.50 per hour
Advocacy	£75.00 per hour	£66.00 per hour
Travelling and waiting time	£33.25 per hour	£29.20 per hour

**Table 10 (b): Higher Courts, county court and magistrates' court for work not carried out with Schedule authorisation**

<i>Activity</i>	Higher Courts	<i>County court and magistrates' court</i>
Writing routine letters	£7.40 per item	£6.50 per item
Routine telephone calls	£4.10 per item	£3.60 per item
Preparation and attendance	£78.50 per hour (London Rate)	£69.00 per hour (London Rate)

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<i>Activity</i>	Higher Courts	<i>County court and magistrates' court</i>
	£74.00 per hour (non-London Rate)	£65.00 per hour (non-London Rate)
Attending at court or conference with counsel	£36.40 per hour	£32.00 per hour
Advocacy	£74.00 per hour	£65.00 per hour
Travelling and waiting time	£32.70 per hour	£28.75 per hour

**Table 10 (c) First-tier Tribunal**

<i>Activity</i>	London Rate	<i>Non-London Rate</i>
Preparation and attendance	£61.20 per hour	£57.25 per hour
Routine letters out and telephone calls	£4.40 per item	£4.10 per item
Advocacy	£69.60 per hour	£69.60 per hour
Attending tribunal or conference with counsel	£32.55 per hour	£32.55 per hour
Travelling and waiting time	£30.30 per hour	£29.45 per hour

## Part 4 – Family Mediation Fees

### 11- Family Mediation

**Table 11 (a): Willingness Test**

<i>Willingness Test</i>
£25

**Table 11 (b): Assessment Meetings**

<i>Activity</i>	
Assessment alone	£87
Assessment separate	£87
Assessment together	£130

**Table 11 (c): Mediation Fees**

<i>Category of Work</i>	Single Session	<i>Multi Session</i>	Agreed Proposal
All Issues Sole Mediation	£168	£756	£252
All Issues Co-Mediation	£230	£1,064	£252
Property and Finance Sole Mediation	£168	£588	£189

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<i>Category of Work</i>	<i>Single Session</i>	<i>Multi Session</i>	<i>Agreed Proposal</i>
Property and Finance Co-Mediation	£230	£834	£189
Child Sole Mediation	£168	£462	£126
Child Co-Mediation	£230	£647	£126”

## SCHEDULE 2

Article 6

The following Schedule is inserted as Schedule 2 to the 2007 Order.

## “SCHEDULE 2

Article 5A

## Family Advocacy Scheme

Words and expressions used in this Schedule have the same meaning as in the 2010 Standard Civil Contract. The fees and rates in this Schedule are exclusive of value added tax.

## 1- Public Law Advocacy Fees

**Table 1 (a): Care or supervision proceedings under section 31 of the Children Act 1989 – graduated fees**

<i>Court</i>	<i>Hearing unit 1 (up to 1 hour)</i>	<i>Hearing unit 2 (up to 2.5 hours)</i>	<i>Conference fee</i>	<i>Opinion fee</i>	<i>Advocates’ meeting fee</i>	<i>Final hearing fee (per day)</i>
Family proceedings court	£96.35	£240.90	£141.90	£117.40	£142.40	£562.50
County court	£106.00	£264.95	£141.90	£117.40	£156.65	£618.75
High Court	£127.20	£317.95	£141.90	£117.40	£188.00	£742.50

**Table 1 (b): Other public law cases – graduated fees**

<i>Court</i>	<i>Hearing unit 1 (up to 1 hour)</i>	<i>Hearing unit 2 (up to 2.5 hours)</i>	<i>Conference fee</i>	<i>Opinion fee</i>	<i>Advocates’ meeting fee</i>	<i>Final hearing fee (per day)</i>
Family proceedings court	£84.25	£210.65	£141.90	£117.40	£142.40	£515.90
County court	£92.65	£231.70	£141.90	£117.40	£156.65	£567.50
High Court	£111.20	£278.00	£141.90	£117.40	£188.00	£681.00

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**Table 1 (c): Public law - bolt-on fees**

<i>Category</i>	<i>Payable for</i>	<i>Fee</i>
Client – allegation of harm	Hearing	25% of hearing unit fee
Client – lack of understanding etc	Hearing	25% of hearing unit fee
Expert’s cross-examination	Hearing	25% of hearing unit fee
Exceptional travel fee	Hearings, advocates’ meetings and conferences	£35.60

**Table 1 (d): Public law – court bundle payments**

<i>Hearing</i>	<i>CB1 (350-700 pages)</i>	<i>CB2 (701-1400 pages)</i>	<i>CB3 (over 1400 pages)</i>
Interim hearing	£66.00	£99.00	
Final hearing	£177.00	£266.00	£354.00

2 – Private Law Advocacy Fees

**Table 2 (a): Private law children – graduated fees**

<i>Court</i>	<i>Hearing unit 1 (up to 1 hour)</i>	<i>Hearing unit 2 (up to 2.5 hours)</i>	<i>Conference fee</i>	<i>Opinion fee</i>	<i>Final hearing (per day)</i>
Family proceedings court	£69.65	£174.15	£139.30	£104.50	£441.15
County court	£76.60	£191.55	£139.30	£104.50	£485.25
High Court	£91.95	£229.85	£139.30	£104.50	£582.30

**Table 2 (b): Domestic abuse – graduated fees**

<i>Court</i>	<i>Hearing unit 1 (up to 1 hour)</i>	<i>Hearing unit 2 (up to 2.5 hours)</i>	<i>Final hearing fee (per day)</i>
Family proceedings court, county court and High Court	£90.55	£226.40	£401.30

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**Table 2 (c): Private law finance – graduated fees**

<i>Court</i>	<i>Hearing unit 1 (up to 1 hour)</i>	<i>Hearing unit 2 (up to 2.5 hours)</i>	<i>Family dispute resolution hearing unit 1</i>	<i>Family dispute resolution hearing unit 2</i>	<i>Early resolution fee</i>	<i>Conference fee</i>	<i>Opinion fee</i>	<i>Final hearing fee (per day)</i>
County court	£70.20	£175.50	£112.30	£280.80	£140.40	£140.40	£105.30	£493.00
High Court	£84.25	£210.60	£134.80	£336.95	£168.50	£140.40	£105.30	£591.60

**Table 2 (d): Private law – bolt-on fees**

<i>Category</i>	<i>Payable for</i>	<i>Fee</i>
Client – allegations of harm	Private law children hearing	25% of hearing unit fee
Expert’s cross-examination	Private law children hearing	20% of hearing unit fee
Exceptional travel fee	Hearings and conferences	£35.60

**Table 2 (e): Private law children and finance – court bundle payments**

<i>Hearing</i>	<i>CB1 (350-700 pages)</i>	<i>CB2 (701-1400 pages)</i>	<i>CB3 (over 1400 pages)</i>
Interim hearing	£66.00	£99.00	
Final hearing	£177.00	£266.00	£354.00”

## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order imposes conditions on the funding of services as part of the Community Legal Service, by limiting the powers of the Legal Services Commission to pay remuneration under contract for the provision of funded services. The Order substitutes a new schedule which sets out revised remuneration fees and rates which will be payable for funded services. The Order also requires the Commission to pay remuneration for advocacy services in certain family proceedings at rates and fees set out in a second schedule and in accordance with the 2010 Standard Civil Contract issued by the Commission. As a consequence of this, the Order governing the payment of remuneration to counsel in family proceedings is revoked.

An impact assessment was published on 21st October 2009 by the Legal Services Commission as part of “Family Legal Aid Funding from 2010: a Consultation Response” and is available from the Commission at 4 Abbey Orchard Street, London SW1P 2BS or at [www.legalservices.gov.uk](http://www.legalservices.gov.uk).



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