
STATUTORY INSTRUMENTS

2013 No. 9

The Criminal Legal Aid (General) Regulations 2013

PART 5

Representation for criminal proceedings

Review

- 27.**—(1) An individual may apply for a review by the Director of—
- (a) a determination under section 16 of the Act that the interests of justice do not require representation to be made available to an individual for the purposes of criminal proceedings; and
 - (b) the withdrawal of a determination in the circumstances specified in regulation 26(1).
- (2) An application for a review must be made in a form specified by the Lord Chancellor and must include any written representations supporting the application.
- (3) The individual must provide such further information and documents as the Director may request in relation to the review within fourteen days of the Director making such a request.
- (4) A review may be conducted without a hearing unless the Director directs otherwise.
- (5) The Director must consider the application and any written representations and may—
- (a) confirm or amend the determination which is the subject of the review;
 - (b) confirm the withdrawal which is the subject of the review; or
 - (c) substitute a new determination.
- (6) Where the Director amends or substitutes a determination—
- (a) the determination following the review takes effect (unless the Director directs otherwise) as if the original determination or withdrawal had not been made;
 - (b) the Director must issue a representation order to reflect the determination following the review; and
 - (c) the date of any representation order issued in accordance with sub-paragraph (b) must be the date on which the original application for a determination was received.
- (7) The Director must notify the individual and the provider identified in the individual's application of—
- (a) the determination or withdrawal following the review; and
 - (b) the written reasons for that decision.