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STATUTORY INSTRUMENTS

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**1996 No. 2447 (S.192)**

**LEGAL AID AND ADVICE, SCOTLAND**

**The Advice and Assistance (Scotland)  
(Consolidation and Amendment) Regulations 1996**

<i>Made</i>	- - - -	<i>19th September 1996</i>
<i>Laid before Parliament</i>		<i>24th September 1996</i>
<i>Coming into force</i>	- -	<i>7th October 1996</i>

The Secretary of State, in exercise of the powers conferred on him by sections 12(3), 33(2)(b) and (3), 36(1), (2)(a), (d) and (e) and (4), 37(1) and (3) and 42 of the Legal Aid (Scotland) Act 1986<sup>M1</sup>, and of all other powers enabling him in that behalf, and with the concurrence of the Treasury, in respect of regulation 7 and Schedule 2, hereby makes the following Regulations:

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**Marginal Citations**

**M1** 1986 c.47.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Advice and Assistance (Scotland) (Consolidation and Amendment) Regulations 1996. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 2 para. 2A inserted by [S.S.I. 2008/240 reg. 3\(7\)\(b\)](#)
- Sch. 2 para. 5(d)(l) inserted by [S.S.I. 2013/137 reg. 9\(4\)](#)
- Sch. 2 para. 5(bb) inserted by [S.S.I. 2013/142 reg. 4\(4\)\(a\)](#)
- Sch. 2 para. 5(d)(aa)(ab) inserted by [S.S.I. 2013/142 reg. 4\(4\)\(b\)](#)
- Sch. 2 para. 4A(4) inserted by [S.S.I. 2013/200 reg. 4\(4\)](#)
- Sch. 2 para. 5(bc) inserted by [S.S.I. 2020/424 reg. 2\(4\)\(b\)](#)
- Sch. 2 para. 5(d)(m) inserted by [S.S.I. 2020/424 reg. 2\(4\)\(c\)](#)
- Sch. 2 para. 5(bd) inserted by [S.S.I. 2021/333 reg. 2\(4\)](#)
- Sch. 2 para. 5(d)(aza)(azb) inserted by [S.S.I. 2021/73 reg. 4\(3\)](#)
- Sch. 2 para. 5(d)(azc)(azd) inserted by [S.S.I. 2022/31 reg. 4\(3\)](#)
- Sch. 2 para. 5(be)-(bg) inserted by [S.S.I. 2023/11 reg. 2\(4\)](#)
- sch. 2 para. 5(2)(aze) inserted by [S.S.I. 2023/258 reg. 4\(4\)](#)
- Sch. 2 para. 5(d)para. 5(azf)(azg) inserted by [S.S.I. 2024/141 reg. 5\(3\)](#)
- sch. 2 para. 5(n)(o) inserted by [S.S.I. 2024/178 reg. 2\(3\)](#)
- Sch. 2 para. 5(k) inserted by [S.I. 2008/1879 reg. 35\(5\)](#)
- Sch. 2 para. 5(bg) words inserted by [S.S.I. 2023/178 reg. 5\(5\)](#)
- Sch. 2 para. 5(ba) words substituted by [S.S.I. 2014/90 Sch. Pt. 3](#)
- Sch. 3 Pt. 1 para. 4A inserted by [S.S.I. 2011/41 reg. 6\(a\)](#)
- Sch. 3 Pt. 1 para. 1A inserted by [S.S.I. 2014/257 reg. 2](#)
- Sch. 3 Pt.034 inserted by [S.S.I. 2017/466 reg. 5\(5\)\(b\)](#)
- Sch. 3 Pt. 56 inserted by [S.S.I. 2021/55 reg. 3\(5\)](#)
- Sch. 3 Pt. 78 inserted by [S.S.I. 2023/313 reg. 5\(5\)\(c\)](#)
- Sch. 3 Pt. 2 para. E substituted by [S.S.I. 2013/250 reg. 2\(4\)](#)
- sch. 3 Pt. 4 para. 4(a) sum substituted by [S.S.I. 2019/78 reg. 6\(5\)\(c\)](#)
- sch. 3 Pt. 4 para. 4(a) sum substituted by [S.S.I. 2019/78 reg. 6\(5\)\(d\)](#)
- sch. 3 Pt. 4 para. 4(b)(i) sum substituted by [S.S.I. 2019/78 reg. 6\(5\)\(e\)](#)
- sch. 3 Pt. 4 para. 4(b)(i) sum substituted by [S.S.I. 2019/78 reg. 6\(5\)\(f\)](#)
- sch. 3 Pt. 4 para. 4(b)(ii) sum substituted by [S.S.I. 2019/78 reg. 6\(5\)\(g\)](#)
- sch. 3 Pt. 4 para. 4(b)(ii) sum substituted by [S.S.I. 2019/78 reg. 6\(5\)\(h\)](#)
- sch. 3 Pt. 4 para. 6 sum substituted by [S.S.I. 2019/78 reg. 6\(5\)\(k\)](#)
- sch. 3 Pt. 4 para. 6 sum substituted by [S.S.I. 2019/78 reg. 6\(5\)\(l\)](#)
- sch. 3 Pt. 5 sum substituted by [S.S.I. 2021/56 reg. 6\(6\)\(a\)](#)
- sch. 3 Pt. 5 sum substituted by [S.S.I. 2021/56 reg. 6\(6\)\(b\)](#)
- sch. 3 Pt. 5 sum substituted by [S.S.I. 2021/56 reg. 6\(6\)\(c\)](#)
- sch. 3 Pt. 5 sum substituted by [S.S.I. 2022/30 reg. 6\(6\)\(a\)](#)
- sch. 3 Pt. 5 sum substituted by [S.S.I. 2022/30 reg. 6\(6\)\(b\)](#)
- sch. 3 Pt. 5 sum substituted by [S.S.I. 2022/30 reg. 6\(6\)\(c\)](#)
- Sch. 3 Pt. 5 sum substituted by [S.S.I. 2023/135 reg. 7\(3\)\(e\)\(i\)](#)
- Sch. 3 Pt. 5 sum substituted by [S.S.I. 2023/135 reg. 7\(3\)\(e\)\(ii\)](#)
- Sch. 3 Pt. 5 sum substituted by [S.S.I. 2023/135 reg. 7\(3\)\(e\)\(iii\)](#)
- Sch. 3 Pt. 1 para. 1(a) omitted by [S.S.I. 2008/240 reg. 3\(8\)\(a\)](#)
- sch. 3 Pt. 1 para. 3(a) sum substituted by [S.S.I. 2021/56 reg. 6\(2\)\(b\)\(i\)](#)
- sch. 3 Pt. 1 para. 3(b) sum substituted by [S.S.I. 2021/56 reg. 6\(2\)\(b\)\(ii\)](#)
- sch. 3 Pt. 1 para. 3(a) sum substituted by [S.S.I. 2022/30 reg. 6\(2\)\(c\)\(i\)](#)
- sch. 3 Pt. 1 para. 3(b) sum substituted by [S.S.I. 2022/30 reg. 6\(2\)\(c\)\(ii\)](#)
- Sch. 3 Pt. 1 para. 3(a) sum substituted by [S.S.I. 2023/135 reg. 7\(3\)\(a\)\(ii\)\(aa\)](#)

- Sch. 3 Pt. 1 para. 3(b) sum substituted by S.S.I. 2023/135 reg. 7(3)(a)(ii)(bb)
- Sch. 3 Pt. 1 para. 1(a) words omitted by S.S.I. 2008/240 reg. 3(8)(a)
- Sch. 3 Pt. 1 para. 1(b) words substituted by S.S.I. 2008/240 reg. 3(8)(b)
- sch. 3 Pt. 3 substituted by S.S.I. 2019/78 sch. 14
- sch. 3 Pt. 3 substituted by S.S.I. 2021/56 sch. 14
- sch. 3 Pt. 3 substituted by S.S.I. 2022/30 sch. 14
- Sch. 3 Pt. 3 Table substituted by S.S.I. 2023/135 Sch. 11
- Sch. 3 Pt. 4 para. 4(b)(i) by S.S.I. 2023/135 reg. 7(3)(d)(v)
- sch. 3 Pt. 4 para. 3 sum substituted by S.S.I. 2021/56 reg. 6(5)(a)
- sch. 3 Pt. 4 para. 3 sum substituted by S.S.I. 2021/56 reg. 6(5)(b)
- sch. 3 Pt. 4 para. 4(a) sum substituted by S.S.I. 2021/56 reg. 6(5)(c)
- sch. 3 Pt. 4 para. 4(a) sum substituted by S.S.I. 2021/56 reg. 6(5)(d)
- sch. 3 Pt. 4 para. 4(b)(i) sum substituted by S.S.I. 2021/56 reg. 6(5)(e)
- sch. 3 Pt. 4 para. 4(b)(i) sum substituted by S.S.I. 2021/56 reg. 6(5)(f)
- sch. 3 Pt. 4 para. 4(b)(ii) sum substituted by S.S.I. 2021/56 reg. 6(5)(g)
- sch. 3 Pt. 4 para. 4(b)(ii) sum substituted by S.S.I. 2021/56 reg. 6(5)(h)
- sch. 3 Pt. 4 para. 5 sum substituted by S.S.I. 2021/56 reg. 6(5)(i)
- sch. 3 Pt. 4 para. 5 sum substituted by S.S.I. 2021/56 reg. 6(5)(j)
- sch. 3 Pt. 4 para. 6 sum substituted by S.S.I. 2021/56 reg. 6(5)(k)
- sch. 3 Pt. 4 para. 6 sum substituted by S.S.I. 2021/56 reg. 6(5)(l)
- sch. 3 Pt. 4 para. 3 sum substituted by S.S.I. 2022/30 reg. 6(5)(a)
- sch. 3 Pt. 4 para. 3 sum substituted by S.S.I. 2022/30 reg. 6(5)(b)
- sch. 3 Pt. 4 para. 4(a) sum substituted by S.S.I. 2022/30 reg. 6(5)(c)
- sch. 3 Pt. 4 para. 4(a) sum substituted by S.S.I. 2022/30 reg. 6(5)(d)
- sch. 3 Pt. 4 para. 4(b)(i) sum substituted by S.S.I. 2022/30 reg. 6(5)(e)
- sch. 3 Pt. 4 para. 4(b)(i) sum substituted by S.S.I. 2022/30 reg. 6(5)(f)
- sch. 3 Pt. 4 para. 4(b)(ii) sum substituted by S.S.I. 2022/30 reg. 6(5)(g)
- sch. 3 Pt. 4 para. 4(b)(ii) sum substituted by S.S.I. 2022/30 reg. 6(5)(h)
- sch. 3 Pt. 4 para. 5 sum substituted by S.S.I. 2022/30 reg. 6(5)(i)
- sch. 3 Pt. 4 para. 5 sum substituted by S.S.I. 2022/30 reg. 6(5)(j)
- sch. 3 Pt. 4 para. 6 sum substituted by S.S.I. 2022/30 reg. 6(5)(k)
- sch. 3 Pt. 4 para. 6 sum substituted by S.S.I. 2022/30 reg. 6(5)(l)
- Sch. 3 Pt. 4 para. 3 sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(i)
- Sch. 3 Pt. 4 para. 3 sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(ii)
- Sch. 3 Pt. 4 para. 4(a) sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(iii)
- Sch. 3 Pt. 4 para. 4(a) sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(iv)
- Sch. 3 Pt. 4 para. 4(b)(i) sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(vi)
- Sch. 3 Pt. 4 para. 4(b)(ii) sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(vii)
- Sch. 3 Pt. 4 para. 4(b)(ii) sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(viii)
- Sch. 3 Pt. 4 para. 5 sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(ix)
- Sch. 3 Pt. 4 para. 5 sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(x)
- Sch. 3 Pt. 4 para. 6 sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(xi)
- Sch. 3 Pt. 4 para. 6 sum substituted by S.S.I. 2023/135 reg. 7(3)(d)(xii)
- Sch. 3 Pt. 5 Table substituted by S.S.I. 2023/313 reg. 5(5)(a)
- sch. 3 Pt. 6 para. 3(a) sum substituted by S.S.I. 2021/56 reg. 6(7)(a)
- sch. 3 Pt. 6 para. 3(a) sum substituted by S.S.I. 2021/56 reg. 6(7)(b)
- sch. 3 Pt. 6 para. 3(b)(i) sum substituted by S.S.I. 2021/56 reg. 6(7)(c)
- sch. 3 Pt. 6 para. 3(b)(i) sum substituted by S.S.I. 2021/56 reg. 6(7)(d)
- sch. 3 Pt. 6 para. 3(b)(ii) sum substituted by S.S.I. 2021/56 reg. 6(7)(e)
- sch. 3 Pt. 6 para. 3(b)(ii) sum substituted by S.S.I. 2021/56 reg. 6(7)(f)
- sch. 3 Pt. 6 para. 4 sum substituted by S.S.I. 2021/56 reg. 6(7)(g)
- sch. 3 Pt. 6 para. 4 sum substituted by S.S.I. 2021/56 reg. 6(7)(h)
- sch. 3 Pt. 6 para. 5(a) sum substituted by S.S.I. 2021/56 reg. 6(7)(i)
- sch. 3 Pt. 6 para. 5(a) sum substituted by S.S.I. 2021/56 reg. 6(7)(j)
- sch. 3 Pt. 6 para. 5(b) sum substituted by S.S.I. 2021/56 reg. 6(7)(k)
- sch. 3 Pt. 6 para. 5(b) sum substituted by S.S.I. 2021/56 reg. 6(7)(l)
- sch. 3 Pt. 6 para. 3(a) sum substituted by S.S.I. 2022/30 reg. 6(7)(a)
- sch. 3 Pt. 6 para. 3(a) sum substituted by S.S.I. 2022/30 reg. 6(7)(b)

- sch. 3 Pt. 6 para. 3(b)(i) sum substituted by S.S.I. 2022/30 reg. 6(7)(c)
- sch. 3 Pt. 6 para. 3(b)(i) sum substituted by S.S.I. 2022/30 reg. 6(7)(d)
- sch. 3 Pt. 6 para. 3(b)(ii) sum substituted by S.S.I. 2022/30 reg. 6(7)(e)
- sch. 3 Pt. 6 para. 3(b)(ii) sum substituted by S.S.I. 2022/30 reg. 6(7)(f)
- sch. 3 Pt. 6 para. 4 sum substituted by S.S.I. 2022/30 reg. 6(7)(g)
- sch. 3 Pt. 6 para. 4 sum substituted by S.S.I. 2022/30 reg. 6(7)(h)
- sch. 3 Pt. 6 para. 5(a) sum substituted by S.S.I. 2022/30 reg. 6(7)(i)
- sch. 3 Pt. 6 para. 5(a) sum substituted by S.S.I. 2022/30 reg. 6(7)(j)
- Sch. 3 Pt. 6 para. 5(b) sum substituted by S.S.I. 2022/30 reg. 6(7)(k)
- Sch. 3 Pt. 6 para. 5(b) sum substituted by S.S.I. 2022/30 reg. 6(7)(l)
- Sch. 3 Pt. 6 para. 3(a) sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(i)
- Sch. 3 Pt. 6 para. 3(a) sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(ii)
- Sch. 3 Pt. 6 para. 3(b)(i) sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(iii)
- Sch. 3 Pt. 6 para. 3(b)(i) sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(iv)
- Sch. 3 Pt. 6 para. 3(b)(ii) sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(v)
- Sch. 3 Pt. 6 para. 3(b)(ii) sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(vi)
- Sch. 3 Pt. 6 para. 4 sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(vii)
- Sch. 3 Pt. 6 para. 4 sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(viii)
- Sch. 3 Pt. 6 para. 5 sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(ix)
- Sch. 3 Pt. 6 para. 5 sum substituted by S.S.I. 2023/135 reg. 7(3)(f)(x)
- Sch. 3 Pt. 6 Table para. 2 words substituted by S.S.I. 2023/313 reg. 5(5)(b)
- Sch. 3 Pt. 2 para. DA inserted by S.S.I. 2011/41 reg. 6(b)
- reg. 2A inserted by S.S.I. 2011/161 reg. 2(2)
- reg. 4A inserted by S.S.I. 2017/466 reg. 5(2)
- reg. 4A substituted by S.S.I. 2021/55 reg. 3(2)
- reg. 4A(d) inserted by S.S.I. 2023/313 reg. 5(2)
- reg. 5(1A) inserted by S.S.I. 2023/178 reg. 5(3)(c)
- reg. 5(3) inserted by S.S.I. 2023/178 reg. 5(3)(e)
- reg. 6(1)(b) word inserted by S.S.I. 2013/200 reg. 4(3)(a)
- reg. 6(1)(b) words substituted by S.S.I. 2005/445 art. 2Sch. para. 24
- reg. 6(1)(c) inserted by S.S.I. 2013/200 reg. 4(3)(b)
- regs 8A - 8B added by S.S.I. 2007/60 reg 5
- reg. 8C inserted by S.S.I. 2008/240 reg. 3(2)
- reg. 13(3) words inserted by S.S.I. 2008/240 reg. 3(3)(a)
- reg. 13(6)(7) added by S.S.I. 2008/240 reg. 3(3)(b)
- reg. 14A inserted by S.S.I. 2008/240 reg. 3(4)
- reg. 14A(4) inserted by S.S.I. 2017/466 reg. 5(3)
- reg. 14A(4) word omitted by S.S.I. 2023/313 reg. 5(3)(a)
- reg. 14A(4) words inserted by S.S.I. 2021/55 reg. 3(3)
- reg. 14A(4) words inserted by S.S.I. 2023/313 reg. 5(3)(b)
- reg 15A added by S.S.I. 2004/492 regs 25
- reg. 15A(1) words inserted by S.S.I. 2008/240 reg. 3(5)
- reg.16(2)(a)(x) added by S.I. 1998/724 reg.3
- reg. 16(2)(a)(xii)-(xiv) inserted by S.S.I. 2020/424 reg. 2(3)
- reg. 16(2)(a)(xvi)(xvii) inserted by S.S.I. 2023/11 reg. 2(3)(a)
- reg. 16(2)(a)(xviii)(xix) inserted by S.S.I. 2024/178 reg. 2(2)
- reg. 16(2)(a)(xvii) words inserted by S.S.I. 2023/178 reg. 5(4)(a)
- reg. 16(2)(a)(xi) inserted by S.S.I. 2013/137 reg. 9(3)
- reg. 16(2)(a)(xv) inserted by S.S.I. 2021/333 reg. 2(3)
- reg.16(2)(i)(j) added by S.I. 1997/726 reg.4(c)
- reg.16(2)(i)(j) added by S.I. 1997/726 reg.4(c)
- reg. 16(2)(i) words substituted by S.S.I. 2014/90 Sch. Pt. 3
- reg. 16(2)(k) omitted by S.S.I. 2011/134 reg. 3(a)
- reg. 16(2)(l) words omitted by S.S.I. 2010/166 reg. 5(a)
- reg. 16(2)(m) inserted by S.S.I. 2010/166 reg. 5(b)
- reg. 16(2)(n) inserted by S.S.I. 2023/11 reg. 2(3)(b)
- reg. 16(2)(n) words inserted by S.S.I. 2023/178 reg. 5(4)(b)
- reg. 16(2)(ca) inserted by S.S.I. 2013/142 reg. 4(3)(c)

- reg. 16(2)(cb) inserted by S.S.I. 2021/73 reg. 4(2)
- reg. 16(2)(cc) inserted by S.S.I. 2022/31 reg. 4(2)
- reg. 16(2)(cd) inserted by S.S.I. 2023/258 reg. 4(3)
- reg. 16(2)(ce) inserted by S.S.I. 2024/141 reg. 5(2)
- reg. 16A inserted by S.S.I. 2020/191 reg. 4
- reg. 16A heading substituted by S.S.I. 2022/229 reg. 4(a)
- reg. 16A(1) substituted by S.S.I. 2022/229 reg. 4(b)
- reg. 16A(2) omitted by S.S.I. 2022/229 reg. 4(c)
- reg. 17(1A) inserted by S.S.I. 2017/466 reg. 5(4)
- reg. 17(1A)(c)(d) inserted by S.S.I. 2021/55 reg. 3(4)
- reg. 17(1A)(e)(f) inserted by S.S.I. 2023/313 reg. 5(4)
- reg. 17(1B)(1C) inserted by S.S.I. 2022/292 reg. 3(b)
- reg. 17(1B) sum substituted by S.S.I. 2023/135 reg. 7(2)
- reg. 17(3)-(5) added by S.S.I. 2008/240 reg. 3(6)
- reg. 17(4A)(4B) inserted by S.S.I. 2017/291 reg. 4(2)
- reg 22 added by S.I. 2010/462 regs 34