

2005 No. 65

LEGAL AID AND ADVICE

**Legal Advice and Assistance (Financial Conditions)
Regulations (Northern Ireland) 2005**

Made - - - - - *3rd March 2005*

Coming into operation *11th April 2005*

To be laid before Parliament

The Lord Chancellor, in exercise of the powers conferred by Articles 3(2), 7(3), 22 and 27 of the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981(a) and now vested in him(b), hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Legal Advice and Assistance (Financial Conditions) Regulations (Northern Ireland) 2005 and shall come into operation on 11th April 2005.

(2) In these Regulations, “the Order” means the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981.

Revocation

2. The Legal Advice and Assistance (Financial Conditions) Regulations (Northern Ireland) 2004(c) are hereby revoked.

Persons eligible for advice and assistance

3. For the weekly sum of “£197” specified in Article 3(1) of the Order(d) there shall be substituted the weekly sum of “£203”.

Contributions from persons receiving advice and assistance

4. For the weekly sum of “£83” specified in Article 7(2) of the Order(e) there shall be substituted the weekly sum of “£86”.

(a) S.I. 1981/228 (N.I. 8); Article 27 is an interpretation provision and is recited because of the meaning assigned to the words “prescribed” and “regulations”

(b) S.I. 1982/159

(c) S.R. 2004 No. 88

(d) Which figure was most recently substituted by S.R. 2004 No. 88

(e) Which figure was most recently substituted by S.R. 2004 No. 88

Signed by authority of the Lord Chancellor

Baroness Ashton
Parliamentary Under-Secretary of State, Department for Constitutional Affairs

Dated 3rd March 2005

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations amend the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981 so as to:

- (a) increase the upper income limit to make legal advice and assistance available to those with disposable income of not more than £203 a week (instead of £197) (Regulation 3);
- (b) increase the lower income limit below which legal advice and assistance is available without payment of a contribution to £86 a week (instead of £83) (Regulation 4).

No changes are made to the capital limits.

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