

1969. No. 132

[C]

LEGAL AID AND ADVICE

General

REGULATIONS, DATED 27TH MAY 1969, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION 14 OF THE LEGAL AID AND ADVICE ACT (NORTHERN IRELAND) 1965.

The Ministry of Home Affairs, in exercise of the powers conferred on it by section 14 of the Legal Aid and Advice Act (Northern Ireland) 1965(a) and all other powers thereunto enabling, makes the following Regulations:—

Commencement and Citation

1. These Regulations may be cited as the Legal Aid (General) Amendment Regulations (Northern Ireland) 1969 and shall come into operation on the 2nd day of June 1969.

Interpretation

2. In these Regulations—

“the principal regulations” means the Legal Aid (General) Regulations (Northern Ireland) 1965(b).

Amendment of principal regulations

3. The provisions of the principal regulations referred to in Column 1 of the Schedule are hereby amended to the extent specified in Column 2 thereof.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 27th day of May 1969.

(L.S.)

J. G. Hill,

Assistant Secretary.

SCHEDULE
Amendments of the Principal Regulations

Provision of Principal Regulations amended	Amendment
Regulation 1	In paragraph (4)— the reference to Regulation 9(1)(b)(ii) shall be omitted and after the letter “(h)” there shall be inserted “(1A)(a)”; after the words “Regulation 15(3)(b)” there shall be inserted the words “and (c)”.
Regulation 9	In paragraph (1) sub-paragraphs (b) (ii), (iii) and (iv) are revoked. After paragraph (1) there shall be inserted the following paragraph— “(1A) The Legal Aid Committee or, where the certificate was granted by a certifying committee, a certifying committee may amend a certificate when, in their opinion, it has become desirable for the certificate to extend to— (a) other steps to assert or dispute a claim; or (b) proceedings; or (c) other proceedings being part of the same action, cause or matter to which the certificate relates.”
Regulation 10	In paragraph (2) the words from “but, where necessary” to the end of the paragraph are revoked. In paragraph (3) after the words “the Legal Aid Committee” there shall be inserted the words “or a certifying committee”.
Regulation 11	In paragraph (1) after the words “refuse an application for” there shall be inserted the words “or for the amendment of” and after the words “to issue” there shall be inserted the words “or amend”. In paragraph (3) after the words “a certificate would be issued” there shall be inserted the words “or, as the case may be, of notice of refusal to amend a certificate”. In paragraph (5)(b) after the words “direct the certifying committee to issue” there shall be inserted the words “or to amend”.
Regulation 11	In paragraph (4) after the words “the Legal Aid Committee” where they twice occur there shall be inserted the words “or a certifying committee as the case may be”.

EXPLANATORY NOTE

(This Note is not part of the Order but is intended to indicate its general purport.)

These Regulations enable a certifying committee, in certain specified circumstances, to amend a legal aid certificate where that certificate was originally granted by a certifying committee.