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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2020 No.**

**The Civil and Family Justice (EU Exit)  
(Scotland) (Amendment etc.) Regulations 2020**

**PART 3**

**Legal Aid**

**Transitional provision**

**13.**—(1) Nothing in regulations 8 to 11 affects an application for civil legal aid falling within paragraph (2).

(2) An application falls within this paragraph if it is an application submitted to the Board in accordance with Article 13(1)(b) of the Cross-Border Legal Aid Directive, reading that Article as if the United Kingdom were a member State, which—

- (a) is made using the standard form for legal aid applications established under Article 16 of the Cross-Border Legal Aid Directive; and
- (b) is received by the Board before 1700 hours on the 15th day following IP completion day.

(3) For the purposes of an application falling within paragraph (2), the provisions in regulations 8 to 11 have effect as if the United Kingdom were a member State.

(4) In this regulation—

“civil legal aid” has the meaning given in section 13(2) of the Legal Aid (Scotland) Act 1986,

“the Board” means the Scottish Legal Aid Board,

“the Cross-Border Legal Aid Directive” means Council [Directive 2003/8/EC](#) of 27 January 2003 to improve access to justice in cross-border disputes by establishing minimum common rules relating to legal aid for such disputes.