



Administration of Justice Act 1985

1985 CHAPTER 61

PART III

LEGAL AID

Legal aid complaints

43 Jurisdiction and powers of Solicitors Disciplinary Tribunal in relation to complaints against solicitors.

- (1) The Solicitors Disciplinary Tribunal shall have jurisdiction to hear and determine any legal aid complaint relating to the conduct of a solicitor and made to the Tribunal under this section by or on behalf of the Law Society.
- (2) In the following provisions of the ^{M1}Solicitors Act 1974, namely—
 - (a) subsections (7) to (11) of section 46 (procedure of Tribunal); and
 - (b) section 47(2) (powers of Tribunal),any reference to a complaint or to a complaint made to the Tribunal under that Act shall be construed as including a reference to a legal aid complaint or to a legal aid complaint made to the Tribunal under this section.
- (3) On the hearing of a legal aid complaint against a solicitor the Tribunal may, if it thinks fit and whether or not it makes any other order on the hearing, order that [^{F1}any costs otherwise payable by the Legal Services Commission in connection with services provided by the solicitor as part of the Community Legal Service or Criminal Defence Service] shall be reduced or cancelled.
- (4) ^{F2}
- (5) Without prejudice to the generality of subsection (1)(b) of section 49 of the ^{M2}Solicitors Act 1974, an appeal shall lie to the High Court under that section against an order of the Tribunal under subsection (3), but such an appeal shall lie only at the instance of the solicitor with respect to whom the legal aid complaint was made.

Status: Point in time view as at 02/04/2001. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1985, Section 43. (See end of Document for details)

(6) In this section “costs” includes fees, charges, disbursements, expenses and remuneration.

Textual Amendments

- F1** Words in s. 43(3) substituted (1.4.2000) by 1999 c. 22, s. 24, **Sch. 4 para. 36** (with Sch. 14 para. 7(2)); S.I. 2000/774, **art. 2(a)(ii)** (subject to arts. 3, 4)
- F2** S. 43(4) repealed (2.4.2001) by 1999 c. 22, s. 106, **Sch. 15 Pt. I** (with Sch. 14 paras. 7(2), 36(9)); S.I. 2001/916, **art. 3(b)** (with Sch. 2 para. 2)
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Marginal Citations

- M1** 1974 c. 47.
- M2** 1974 c. 47.

Status:

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