



Legal Aid (Scotland) Act 1986

CHAPTER 47

LEGAL AID (SCOTLAND) ACT 1986

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Status: Point in time view as at 11/04/1994.

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SCHEDULES

SCHEDULE 1 — The Scottish Legal Aid Board

Incorporation and Status

- 1 The Board shall be a body corporate with a common...
- 2 (1) The Board is not an emanation of the Crown...

Tenure of Members

- 3 Subject to paragraphs 4 and 5 below any member of...
- 4 (1) The chairman or a member may resign office by...
- 5 The Secretary of State may terminate the appointment of a...

Remuneration of members

- 6 (1) The Board may— (a) pay to its members such...

Staff

- 7 (1) The Board shall, after consultation with, and subject to...
- 8 (1) Subject to paragraph 9 below, the Board may appoint,...
- 9 (1) The Board shall, not later than such date as...
- 10 (1) Where a person becomes an employee of the Board...
- 11 (1) Any dispute as to whether an offer under sub-paragraph...

Proceedings

- 12 (1) Subject to anything in regulations made by the Secretary...

Allowances

- 13 The Board may pay to each of its members and...

Instruments

- 14 (1) The fixing of the seal of the Board shall...

Board not dominus litis

- 15 Nothing done by the Board for the purpose of securing...

SCHEDULE 1A — Further provision in relation to the Register of Advice organisations

Register of advice organisations

- 1 (1) An organisation which satisfies the Board that it complies...

Applications

- 2 (1) An application for entry on the register of advice...

Further provision on applications

- 3 (1) In determining any application for entry on the register...

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Adviser code

- 4 (1) The Board shall prepare a code of practice (an...

Monitoring

- 5 The Board is to monitor— (a) the provision of advice...

Removal of name from the register of advice organisations

- 6 (1) Where it appears to the Board (whether or not...

Appeals

- 7 (1) A decision by the Board to refuse an application...

SCHEDULE 2 —

Part I — COURTS IN WHICH CIVIL LEGAL AID IS AVAILABLE

- 1 Civil legal aid shall be available in relation to civil...
2 For the purposes of section 13 of this Act, proceedings...

Part II — EXCEPTED PROCEEDINGS

- 1 Subject to paragraph 2 below, civil legal aid shall not...
2 The making of a counterclaim for defamation or verbal injury...
3 Civil legal aid shall not be available in relation to...
4 Subject to paragraph 5 below, civil legal aid shall not...
5 Nothing in paragraph 4 above shall preclude any third party...

SCHEDULE 3 — Minor and Consequential Amendments

The Maintenance Orders (Reciprocal Enforcement) Act 1972 (c.18)

- 1 (1) In section 31(1) of the Maintenance Orders (Reciprocal
Enforcement)...
2 (1) Section 43A of that Act shall be amended as...

The House of Commons Disqualification Act 1975 (c.24)

- 3 In Part III of Schedule 1 to the House of...

The Northern Ireland Assembly Disqualification Act 1975 (c.25)

- 4 In Part III of Schedule 1 to the Northern Ireland...

The Sex Discrimination Act 1975 (c.65)

- 5 In section 75(4) of the Sex Discrimination Act 1975 for...

The Race Relations Act 1976 (c.74)

- 6 In section 66(6) of the Race Relations Act 1976 for...

The Solicitors (Scotland) Act 1980 (c.46)

- 7 In section 35(4) of the Solicitors (Scotland) Act 1980 for...
8 (1) Section 51 of that Act shall be amended as...

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The Tenants' Rights, Etc. (Scotland) Act 1980 (c.52)

9 In section 9B(4) of the Tenants' Rights, Etc. (Scotland) Act...

SCHEDULE 4 — Transitional Provisions and Savings

The Legal Aid (Scotland) fund

1 (1) On the appointed day the Legal Aid (Scotland) Fund...

Rights, obligations and property

2 Subject to paragraph 1 above, on the appointed day all...

Legal aid and advice and assistance

3 (1) Nothing in this Act shall affect any legal aid...

4 (1) Any application for legal aid duly made under the...

Pensions

5 Any arrangements made by the Law Society under section 12...

General

6 (1) In this Schedule "the appointed day" means the day...

Schedule 5 — Repeals

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