



# Legal Aid Act 1988

## 1988 CHAPTER 34

### PART II

#### LEGAL AID BOARD AND LEGAL AID

#### **[<sup>F1</sup>4 Powers of the Board.**

- (1) Subject to the provisions of this Act, the Board may do anything—
- (a) which it considers necessary or desirable to provide or secure the provision of advice, assistance [<sup>F2</sup>, mediation] and representation under this Act; or
  - (b) which is calculated to facilitate or is incidental or conducive to the discharge of its functions;
- and advice, assistance [<sup>F2</sup>, mediation] and representation may be provided in different ways in different areas in England and Wales and in different ways in different fields of law.
- (2) Without prejudice to the generality of subsection (1) above, the Board shall have power—
- (a) to enter into any contract including, subject to subsection (7) below, any contract to acquire or dispose of land;
  - (b) to make grants (with or without conditions, including conditions as to repayment);
  - (c) to make loans;
  - (d) to invest money;
  - (e) to promote or assist in the promotion of publicity relating to the functions of the Board;
  - (f) to undertake any inquiry or investigation which the Board considers necessary or expedient in relation to the discharge of its functions; and
  - (g) to give the Lord Chancellor such advice as it may consider appropriate in relation to the provision of advice, assistance [<sup>F2</sup>, mediation] and representation under this Act.

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*Status: Point in time view as at 01/04/2000. This version of this provision has been superseded.*

*Changes to legislation: Legal Aid Act 1988, Section 4 is up to date with all changes known to be in force on or before 26 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

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- (3) Subsection (1) above does not confer on the Board power to borrow money or to acquire and hold shares in bodies corporate or take part in forming bodies corporate.
- (4) The powers to provide advice, assistance [<sup>F2</sup>, mediation] or representation under this Part and to secure its provision under this Part by means of contracts with, or grants or loans to, other persons or bodies—
- (a) shall not be exercisable unless the Lord Chancellor so directs and then only to the extent specified in the direction; and
  - (b) if exercisable, shall be exercised in accordance with any directions given by him.

<sup>F1</sup>(5) .....

- (6) Advice, assistance and representation provided by the Board under this Part may be granted with or without limitations and may be amended, withdrawn or revoked.

- (7) The power under subsection (2) above to enter into contracts to acquire or dispose of land shall not be exercised without the approval in writing of the Lord Chancellor.

<sup>F1</sup>(8) .....]

#### Textual Amendments

- F1** S. 4 repealed (1.4.2000 in relation to s. 4(5)(8) and otherwise *prosp.*) by 1999 c. 22, ss. 106, 108(1), Sch. 15 Pt. I (with Sch. 14 paras. 7(2), 36(9)); S.I. 2000/774, art. 2(c), **Sch.** (with transitional provisions in arts. 3-5)
- F2** Words in s. 4(1)(2)(4) inserted (21.3.1997) by 1996 c. 27, 66(1), Sch. 8 Pt. II para. 44(3); S.I. 1997/1077, **art. 2**

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