



Access to Justice Act 1999

1999 CHAPTER 22

PART I

LEGAL SERVICES COMMISSION

Criminal Defence Service

12 Criminal Defence Service.

- (1) The Commission shall establish, maintain and develop a service known as the Criminal Defence Service for the purpose of securing that individuals involved in criminal investigations or criminal proceedings have access to such advice, assistance and representation as the interests of justice require.
- (2) In this Part “criminal proceedings” means—
 - (a) proceedings before any court for dealing with an individual accused of an offence,
 - (b) proceedings before any court for dealing with an individual convicted of an offence (including proceedings in respect of a sentence or order),
 - (c) proceedings for dealing with an individual under section 9 of, or paragraph 6 of Schedule 1 to, the ^{M1}Extradition Act 1989,
 - (d) proceedings for binding an individual over to keep the peace or to be of good behaviour under section 115 of the ^{M2}Magistrates’ Courts Act 1980 and for dealing with an individual who fails to comply with an order under that section,
 - (e) proceedings on an appeal brought by an individual under section 44A of the ^{M3}Criminal Appeal Act 1968,
 - (f) proceedings for contempt committed, or alleged to have been committed, by an individual in the face of a court, and
 - (g) such other proceedings concerning an individual, before any such court or other body, as may be prescribed.

Status: Point in time view as at 02/04/2001. This version of this provision has been superseded.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 Access to Justice Act 1999, Section 12. (See end of Document for details)

- (3) The Commission shall fund services as part of the Criminal Defence Service in accordance with sections 13 to 15.
- (4) The Commission may accredit, or authorise others to accredit, persons or bodies providing services which may be funded by the Commission as part of the Criminal Defence Service; and any system of accreditation shall include provision for the monitoring of the services provided by accredited persons and bodies and for the withdrawal of accreditation from any providing services of unsatisfactory quality.
- (5) The Commission may charge—
- (a) for accreditation,
 - (b) for monitoring the services provided by accredited persons and bodies, and
 - (c) for authorising accreditation by others;
- and persons or bodies authorised to accredit may charge for accreditation, and for such monitoring, in accordance with the terms of their authorisation.
- (6) The Lord Chancellor may by order require the Commission to discharge the functions in subsections (4) and (5) in accordance with the order.

Marginal Citations

M1 1989 c.33.

M2 1980 c.43.

M3 1968 c.19.

Status:

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Changes to legislation:

There are currently no known outstanding effects for the Access to Justice Act 1999, Section 12.