

1990 No. 487

LEGAL AID AND ADVICE, ENGLAND AND WALES

**The Legal Advice and Assistance at Police Stations
(Remuneration) (Amendment) Regulations 1990**

<i>Made</i> - - - -	<i>5th March 1990</i>
<i>Laid before Parliament</i>	<i>9th March 1990</i>
<i>Coming into force</i>	<i>1st April 1990</i>

The Lord Chancellor, in exercise of the powers conferred on him by sections 34 and 43 of the Legal Aid Act 1988(a), having had regard to the matters specified in section 34(9) and consulted the Law Society and with the consent of the Treasury, hereby makes the following Regulations:—

1. These Regulations may be cited as the Legal Advice and Assistance at Police Stations (Remuneration) (Amendment) Regulations 1990 and shall come into force on 1st April 1990.

2. For sub-paragraph (1) of paragraph 1 of the Schedule to the Legal Advice and Assistance at Police Stations (Remuneration) Regulations 1989(b) there shall be substituted, in respect of work done on or after 1st April 1990, the following sub-paragraph:—

“1.—(1) The Board shall, subject to paragraph 2 in the case of item (a), allow fees for work allowed by it under regulation 5 at the following rates:

<i>Class of work</i>	<i>Rate</i>
(a) availability during duty period	£3·15 per hour served, to a maximum of £75·60 (£3·20 per hour served to a maximum of £76·80 in respect of a solicitor whose office is situated within legal aid area 1, 13 or 14)
(b) advice and assistance to a person arrested and held in custody, or being interviewed in connection with a serious service offence or to a volunteer, given	
(i) by a duty solicitor in unsocial hours	£52·25 per hour
(ii) by a duty solicitor in all other hours	£39·25 per hour (£41·75 per hour in respect of a solicitor whose office is situated within legal aid area 1, 13 or 14)
(iii) by an own solicitor	£39·25 per hour (£41·75 per hour in respect of a solicitor whose office is situated within legal aid area 1, 13 or 14)

(a) 1988 c.34; section 43 is an interpretation provision and is cited because of the meaning assigned to the word “regulation”.

(b) S.I. 1989/342.

<i>Class of work</i>	<i>Rate</i>
(c) travelling and waiting	
(i) by a duty solicitor in unsocial hours	£52.25 per hour
(ii) by a duty solicitor in all other hours	£39.25 per hour (£41.75 per hour in respect of a solicitor whose office is situated within legal aid area 1, 13 or 14)
(iii) by an own solicitor	£22 per hour
(d) advising and assisting over the telephone	£17.75 per item (£18.25 per item in respect of a solicitor whose office is situated within legal aid area 1, 13 or 14)
(e) routine telephone calls	£1.90 per item (£2 per item in respect of a solicitor whose office is situated within legal aid area 1, 13 or 14)

Dated 28th February 1990

Mackay of Clashfern, C.

We consent,

*John Taylor
Stephen Dorrell*

Dated 5th March 1990

Two of the Lords Commissioners of Her Majesty's Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Legal Advice and Assistance at Police Stations (Remuneration) Regulations 1989 and increase the rates of remuneration for legal aid work done on or after 1st April 1990. There is an overall increase of 7½%.

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