
STATUTORY INSTRUMENTS

1991 No. 746 (S.72)

LEGAL AID AND ADVICE, SCOTLAND

**The Advice and Assistance (Scotland)
(Prospective Cost) Amendment Regulations 1991**

<i>Made</i>	- - - -	<i>14th March 1991</i>
<i>Laid before Parliament</i>		<i>20th March 1991</i>
<i>Coming into force</i>	- -	<i>30th April 1991</i>

The Secretary of State, in exercise of the powers conferred on him by section 36(1) of the Legal Aid (Scotland) Act 1986(1), and of all other powers enabling him in that behalf, hereby makes the following Regulations:

1. These Regulations may be cited as the Advice and Assistance (Scotland) (Prospective Cost) Amendment Regulations 1991 and shall come into force on 30th April 1991.

2. In regulation 2 of the Advice and Assistance (Scotland) (Prospective Cost) (No. 2) Regulations 1988(2), for the figure “£60” where it twice occurs there shall be substituted the figure “£80”.

St Andrew’s House,
Edinburgh
14th March 1991

James Douglas-Hamilton
Parliamentary Under Secretary of State, Scottish
Office

(1) 1986 c. 47.
(2) S.I. 1988/2014.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

EXPLANATORY NOTE

(This note is not part of the Regulations)

Prior to 1st April 1991, limits of £60 and £150 (depending on the type of case) apply to the cost of assistance by way of representation and advice and assistance which solicitors may provide without seeking the prior approval of the Scottish Legal Aid Board. In cases to which the higher limit applies, the Advice and Assistance (Scotland) (Prospective Cost) (No.2) Regulations 1988 place a duty on solicitors to notify the Board within 14 days of the lower limit being exceeded.

As from 1st April 1991, the lower limit is to be raised from £60 to £80 by the Advice and Assistance (Scotland) (Prospective Cost) Regulations 1991 (S.I.1991/1096). These Regulations accordingly substitute in the 1988 Regulations references to that new lower limit.