
STATUTORY INSTRUMENTS

2001 No. 1437

**The Criminal Defence Service
(General) (No. 2) Regulations 2001**

Change of representative

16.—(1) Where a representation order has been granted an application may be made to the court before which the proceedings are heard to select a representative in place of a representative previously selected, and any such application shall state the grounds on which it is made.

(2) The court may:

(a) grant the application where:

- (i) the representative considers himself to be under a duty to withdraw from the case in accordance with his professional rules of conduct and, in such a case, the representative shall provide details of the nature of such duty;
- (ii) there is a breakdown in the relationship between the assisted person and the representative such that effective representation can no longer be provided and, in such a case, the representative shall provide details of the nature of such breakdown;
- (iii) through circumstances beyond his control, the representative is no longer able to represent the assisted person; or
- (iv) some other substantial compelling reason exists; or

(b) refuse the application.