

**2001 No. 823**

**LEGAL SERVICES COMMISSION, ENGLAND AND WALES**

**The Community Legal Service (Cost Protection)  
(Amendment) Regulations 2001**

<i>Made</i> - - - -	<i>1st March 2001</i>
<i>Laid before Parliament</i>	<i>9th March 2001</i>
<i>Coming into force</i>	<i>2nd April 2001</i>

The Lord Chancellor, in exercise of the powers conferred upon him by sections 11(3) and (4)(g) of the Access to Justice Act 1999(a), makes the following Regulations:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Community Legal Service (Cost Protection) (Amendment) Regulations 2001 and shall come into force on 2nd April 2001.

(2) In these Regulations a reference to a regulation by number alone means the regulation so numbered in the Community Legal Service (Cost Protection) Regulations 2000(b).

**Amendments to the Community Legal Service (Cost Protection) Regulations 2000**

2. In regulation 2(1), after the definition of “Commission”, insert—

“costs judge” has the same meaning as in the Civil Procedure Rules 1998(c);”.

3. After regulation 5(3) insert—

“(3A) An order under paragraph (2) may be made—

- (a) in relation to proceedings in the House of Lords, by the Clerk to the Parliaments;
- (b) in relation to proceedings in the Court of Appeal, High Court or a county court, by a costs judge or a district judge;
- (c) in relation to proceedings in a magistrates’ court, by a single justice or by the justices’ clerk;
- (d) in relation to proceedings in the Employment Appeal Tribunal, by the Registrar of that tribunal.”.

Signed by the authority of the Lord Chancellor

*David Lock*  
Parliamentary Secretary,  
Lord Chancellor’s Department

1st March 2001

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(a) 1999 c. 22.

(b) S.I. 2000/824.

(c) S.I. 1998/3132. There are no relevant amending instruments.

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Community Legal Service (Cost Protection) Regulations 2000 (S.I. 2000/824). In particular they insert into regulation 5, which contains provisions about costs orders against the Legal Services Commission in proceedings in relation to which a party has been funded by the Commission, a new provision which specifies, in relation to different types of proceedings, which court, tribunal or person may make such costs orders.

**£1.50**

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E 0657 03/01 ON (MFK)