
EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Criminal Defence Service (Funding) Order 2007 (“the 2007 Order”), which makes provision for the funding and remuneration of services provided as part of the Criminal Defence Service. This Order omits the payment provisions for solicitors (and other appropriately qualified persons) for proceedings in the Crown Court, and replaces them with a new fee scheme.

It makes minor amendments to the Advocates’ Graduated Fee Scheme, contained in Schedule 1 of the 2007 Order, to clarify the provisions on discontinuance and dismissal and trials lasting over 40 days.

It also removes references to Very High Cost Case from 14th January 2008, which on or after that date will be remunerated in accordance with contractual arrangements entered into with the Legal Services Commission.

A full impact assessment of the effect of this instrument on the costs of business and the voluntary sector is available from www.legalservices.gov.uk or from Criminal Legal Aid Strategy Directorate, Ministry of Justice, Selborne House, 54 Victoria Street, London SW1 6QW.