
STATUTORY INSTRUMENTS

2009 No. 3328

The Criminal Defence Service
(Contribution Orders) Regulations 2009

PART 2

CROWN COURT TRIALS

Re-calculation of income or capital following error or new information

28.—(1) Where—

- (a) it appears to the assessing authority that there has been a miscalculation of the individual's income or capital or an administrative error; or
- (b) new information which is relevant to liability to a contribution order has come to light (whether under regulation 27 or otherwise),

the assessing authority must re-calculate the income or capital, as the case may be, and, if the individual becomes liable or is no longer liable to make payments under a contribution order or is liable to make increased or reduced payment, must make, revoke or vary the order as the case may be.

(2) Where the assessing authority—

- (a) revokes a contribution order and the individual has already made a payment under the order, or
- (b) varies a contribution order so as to require a lower payment, and the individual has already made a payment above the amount as varied,

the Commission must repay to the individual the amount of such payment together with compound interest thereon, from the date of the payment, at the rate of 2% a year with yearly rests.