
STATUTORY INSTRUMENTS

2013 No. 503

The Civil Legal Aid (Statutory Charge) Regulations 2013

PART 3

ENFORCEMENT OF THE STATUTORY CHARGE

Enforcement of orders etc in favour of a legally aided party

18.—(1) The Lord Chancellor may take such steps, including bringing proceedings, as may be necessary to enforce or give effect to—

- (a) an order or agreement made in relevant proceedings or a relevant dispute in favour of a legally aided party (whether for that party or another person) providing for the recovery or preservation of property; or
- (b) a legally aided party's costs order or costs agreement.

(2) A legally aided party may bring proceedings to enforce or give effect to any order or agreement described in paragraph (1) only with the consent of the Lord Chancellor.

(3) A legally aided party's provider may bring proceedings for the recovery of costs where a legally aided party's costs order or costs agreement has been made.

(4) Where—

- (a) the costs order or agreement relates wholly or partly to costs incurred in carrying out work which is paid, or payable, to the provider by the Lord Chancellor in respect of the civil legal services; and
- (b) those costs have not been reimbursed by payment from any other party in favour of the legally aided party

the provider may bring proceedings under paragraph (3) only with the consent of the Lord Chancellor.

(5) The costs incurred by the Lord Chancellor in taking any step to enforce or give effect to an order or agreement under paragraph (1) are to be a first charge on any property or costs recovered as a result of taking any such step.

Changes to legislation:

There are currently no known outstanding effects for the The Civil Legal Aid (Statutory Charge) Regulations 2013, Section 18.