

2009 No. 103

LEGAL AID AND ADVICE

**Legal Advice and Assistance (Financial Conditions) Regulations
(Northern Ireland) 2009**

Made - - - - - *11th March 2009*

Coming into operation - *6th April 2009*

To be laid before Parliament

The Lord Chancellor makes the following Regulations in exercise of the powers conferred by Articles 3(2), 7(3), 22 and 27 of the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981(a) and now vested in him(b).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Legal Advice and Assistance (Financial Conditions) Regulations (Northern Ireland) 2009 and shall come into operation on 6th April 2009.

(2) In these Regulations, “the Order” means the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981.

Revocation

2. The Legal Advice and Assistance (Financial Conditions) Regulations (Northern Ireland) 2008(c) are hereby revoked.

Persons eligible for advice and assistance

3. For the weekly sum of “£223” specified in Article 3(1) of the Order(d) there shall be substituted the weekly sum of “£234”.

Contributions from persons receiving advice and assistance

4. For the weekly sum of “£95” specified in Article 7(2) of the Order(e) there shall be substituted the weekly sum of “£100”.

(a) S.I. 1981/228 (N.I. 8); Article 27 is an interpretation provision and is recited because of the meaning assigned to the words “prescribed” and “regulations”

(b) S.I. 1982/159

(c) S.R. 2008 No. 107

(d) Which figure was most recently substituted by S.R. 2008 No. 107

(e) Which figure was most recently substituted by S.R. 2008 No. 107

Signed by authority of the Lord Chancellor

Dated 11th March 2009

Bridget Prentice
Parliamentary Under-Secretary of State
Ministry of Justice

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981 so as to:

- (a) increase the upper income limit to make legal advice and assistance available to those with disposable income of not more than £234 a week (instead of £223);
- (b) increase the lower income limit below which legal advice and assistance is available without payment of a contribution to £100 a week (instead of £95).

No changes are made to the capital limits.

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