
SCOTTISH STATUTORY INSTRUMENTS

2012 No. 152

**The Legal Services (Scotland) Act 2010 (Commencement
No. 2 and Transitional Provisions) Order 2012**

Transitional provision – levies payable by licensed legal services providers

3.—(1) For the purposes of determining the amounts of the annual general levy and the complaints levy which are payable by a licensed provider to the Commission under section 57C of the 2007 Act (as inserted by section 81 of the Act) during the 2012-13 financial year—

- (a) the requirement in section 29(1) of the 2007 Act for the Commission to have had regard to any views expressed in its consultation under subsection (4) is to be construed as a requirement to have had regard to any views expressed in its consultation under sub-paragraph (b);
 - (b) the Commission must consult—
 - (i) the Scottish Ministers; and
 - (ii) each approved regulator and all other bodies that the Scottish Ministers have advised the Commission as having an interest in applying to become approved regulators;
 - (c) the Commission must publish—
 - (i) the determination as soon as reasonably practicable; and
 - (ii) the responses it has received under sub-paragraph (b) within two months of concluding the consultation with the exception of any responses that it has received which are subject to an express request in writing for confidentiality;
 - (d) the Commission must, in so far as is reasonably practicable, secure that the amounts of the annual general levy and the complaints levy are reasonably sufficient to cover its anticipated expenditure during the 2012-13 financial year in respect of sections 57A (complaints about licensed providers) and 57B (regulatory complaints) of the 2007 Act;
 - (e) section 29(4) to (10) of that Act does not apply.
- (2) In this article, “the annual general levy”, “the complaints levy” and “the Commission” have the meanings given to them in section 46(1) of the 2007 Act.