**Changes to legislation:** The Civil Legal Aid (Procedure) Regulations 2012 is up to date with all changes known to be in force on or before 13 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

STATUTORY INSTRUMENTS

### 2012 No. 3098

## LEGAL AID AND ADVICE, ENGLAND AND WALES

The Civil Legal Aid (Procedure) Regulations 2012

Made	12th December 2012
Laid before Parliament	17th December 2012
Coming into force	1st April 2013

### THE CIVIL LEGAL AID (PROCEDURE) REGULATIONS 2012

1. Citation and commencement

#### PART 1

#### Interpretation and General

- 2. Interpretation
- 3. Form of civil legal services
- 4. Legal help
- 5. Help at court
- 6. Family help
- 7. Family mediation
- 8. Help with family mediation
- 9. Legal representation
- 10. Other legal services
- 11. Notification
- 12. Delegation
- 13. Disregarding determinations
- 14. Duty Scheme
- 15. Applications by legal persons

#### PART 2

#### Gateway Work

- 16. General
- 17. Applicants
- 18. The application
- 19. Determinations

#### 20. Interpretation

#### PART 3

#### Controlled Work

- 21. General
- 22. Applicants
- 23. The application
- 24. Position of providers
- 25. Reasons
- 26. Withdrawal of determinations
- 27. Review
- 28. Appeal

#### PART 4

#### Licensed Work

- 29. General
- 30. Applicants
- 31. The application
- 32. Supporting documents: damages
- 33. Supporting documents: domestic violence
- 34. Supporting documents: protection of children
- 35. Determinations: general
- 36. Determinations: contributions
- 37. Certificates
- 38. Notice of determinations
- 39. Authorised representation
- 40. Reporting duties
- 41. Position of providers
- 42. Withdrawal of determinations
- 43. Reasons
- 44. Review
- 45. Appeal: general
- 46. Appeal: power to refer for reconsideration
- 47. Appeal: power to decide certain issues
- 48. Appeal: reconsideration by the Director
- 49. Notice to third parties

#### PART 5

#### **Emergency Representation**

- 50. General
- 51. The application
- 52. Determinations
- 53. Appeal

#### PART 6

#### Special Case Work

- 54. General
- 55. Conditions
- 56. Determinations affecting several cases

- 57. Multi-party actions
- 58. Special controls
- 59. Appeals

#### PART 7

#### Family Mediation

- 60. General
- 61. The application
- 61A Determinations relating to Mediation Information and Assessment meetings
- 62. Mediators
- 63. Reasons
- 64. Withdrawal of determinations
- 65. Review

#### PART 8

#### **Exceptional Cases**

- 66. General
- 67. The application
- 68. Determinations
- 69. Review Signature

SCHEDULE 1 — Supporting documents: domestic violence

- 1. Evidence that B has been arrested for a relevant domestic...
- 2. A relevant police caution for a domestic violence offence.
- 3. Evidence of relevant criminal proceedings for a domestic violence offence...
- 4. A relevant conviction for a domestic violence offence.
- 5. Evidence of a court order binding over B in connection...
- 6. A domestic violence protection notice issued under section 24 of...
- 7. A relevant protective injunction.
- 8. An undertaking given in England and Wales under section 46...
- 9. A copy of a finding of fact, made in proceedings...
- 10. An expert report produced as evidence in proceedings in the...
- 11. A letter or report from an appropriate health professional confirming...
- 12. A letter or report from— (a) the appropriate health professional...
- 13. A letter from any person who is a member of...
- 14. A letter from an independent domestic violence advisor confirming that...
- 15. A letter from an independent sexual violence advisor confirming that...
- 16. A letter from an officer employed by a local authority...
- 17. (1) A letter from an organisation providing domestic violence support...
- 18. A letter or report from an organisation providing domestic violence...
- 19. A letter from a public authority confirming that a person...
- 20. A letter from the Secretary of State for the Home...
- 21. Evidence which the Director is satisfied demonstrates that A has...
- 22. For the purpose of this Schedule— "A" means the applicant...

SCHEDULE 2 — Supporting documents: protection of children

1. Evidence that B has been arrested for a child abuse...

- 2. A relevant police caution for a child abuse offence.
- 3. Evidence of relevant criminal proceedings for a child abuse offence...
- 4. A relevant conviction for a child abuse offence.
- 5. A relevant protective injunction.
- 6. A copy of a finding of fact made in proceedings...
- 7. A letter from a social services department in England and...
- 8. A letter from a social services department in England and...
- 9. An application for an injunction described in paragraph 5 of...
- 10. For the purpose of this Schedule— "child abuse offence" has...

Explanatory Note

#### **Changes to legislation:**

The Civil Legal Aid (Procedure) Regulations 2012 is up to date with all changes known to be in force on or before 13 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. View outstanding changes

#### Changes and effects yet to be applied to :

- table of contents words inserted by S.I. 2016/561 reg. 2(2)

# Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

Sch. 1 para. 6A inserted by S.I. 2023/150 art. 7(3)(a)