SCOTTISH STATUTORY INSTRUMENTS

2005 No. 112

LEGAL AID AND ADVICE

The Civil Legal Aid (Scotland) Amendment Regulations 2005

Made - - - - 2nd March 2005
Laid before the Scottish Parliament - - - - 3rd March 2005

Coming into force in accordance with regulation 2

The Scottish Ministers, in exercise of the powers conferred by section 36(1) and (2)(a) of the Legal Aid (Scotland) Act 1986(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Civil Legal Aid (Scotland) Amendment Regulations 2005.

2. Regulations 3 and 4(b) shall come into force on 11th April 2005, and the remaining provisions shall come into force on 4th April 2005.

Application

3. Regulation 4(b) shall apply only in relation to any case where an application for civil legal aid is made on or after 11th April 2005.

Amendment of the Civil Legal Aid (Scotland) Regulations 2002

4. The Civil Legal Aid (Scotland) Regulations 2002(**2**) are amended as follows:–

(a) at the end of regulation 18(2) insert–

"(w) initiating an application to the Court of Session for review of a decision of the Asylum and Immigration Tribunal under section 103A of the Nationality, Immigration and Asylum Act 2002(**3**).”; and

(b) in regulation 33(b) for "£4,395" substitute "£4,531".

(**1**) 1986 c. 47. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).
(**2**) S.S.I. 2002/494 as relevantly amended by S.S.I. 2003/49 and 2004/50.
(**3**) 2002 c. 41, as relevantly amended by the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (c. 19) section 26 and schedule 1.