Draft Order laid before Parliament under section 52(9) of the Access to Justice Act 1999, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2004 No.

LEGAL SERVICES, ENGLAND AND WALES

The Legal Services Complaints Commissioner (Maximum Penalty) Order 2004

Made - - - -

Coming into force in accordance with article 1

Whereas a draft of this Order has been laid before, and approved by a resolution of, each House of Parliament pursuant to section 52(9) of the Access to Justice Act 1999(**1**);

Now, therefore, the Secretary of State, in exercise of the powers conferred by section 52(5) of that Act, and now vested in him(**2**), makes the following Order:

1. This Order may be cited as the Legal Services Complaints Commissioner (Maximum Penalty) Order 2004 and shall come into force on the day after the day on which it is made.

2. The maximum amount of any penalty under section 52(3) of the Access to Justice Act 1999 is whichever is the lesser of—

(a) £1,000,000; and

(b) 1 per cent. of the amount which is specified as the total income from all sources of the professional body in that body's most recent audited accounts at the date on which the penalty is imposed.

(**1**) 1999 c. 22.
(**2**) The Secretary of State for Constitutional Affairs Order 2003 (S.I.2003/1887).