1988 No. 89

LEGAL AID AND ADVICE

Legal Aid (Financial Conditions) Regulations (Northern Ireland) 1988

Made	*15th March 1988*
Coming into operation . .	*11th April 1988*
To be laid before Parliament	

The Lord Chancellor, in exercise of the powers conferred by Articles 9(2), 12(2) and 22(1) of the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981(**a**) and now vested in him(**b**), hereby makes the following Regulations—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Legal Aid (Financial Conditions) Regulations (Northern Ireland) 1988 and shall come into operation on 11th April 1988.

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

Revocation

2. The Regulations specified in the first column of the Schedule shall be revoked to the extent specified in the third column of that Schedule.

Disposable income and disposable capital for the purposes of Article 9 of the Order

3.—(1) For the yearly sum of £5,585 specified in Article 9(1) of the Order, there shall be substituted the yearly sum of £5,765.

(2) For the capital sum of £4,850 specified in Article 9(1)(**a**) of the Order, there shall be substituted the sum of £5,000.

Contributions to the Legal Aid Fund

4. For the yearly sum of £2,325 specified in Article 12(1)(**a**) of the Order, there shall be substituted the yearly sum of £2,400.

Dated 15th March 1988 *Mackay of Clashfern, C.*

(a) S.I. 1981/228 (N.I. 8) as amended by S.R. 1987 No. 104
(b) S.I. 1982/159

SCHEDULE Regulation 2

Regulations Revoked

Column 1 *Regulations Revoked*	Column 2 *References*	Column 3 *Extent of Revocation*
Legal Aid (Financial Conditions) Regulations (Northern Ireland) 1982	S.R. 1982 No. 56	The whole Regulations
Legal Aid (Financial Conditions) Regulations (Northern Ireland) 1983	S.R. 1983 No. 57	The whole Regulations
Legal Aid (Financial Conditions) (No. 2) Regulations (Northern Ireland) 1983	S.R. 1983 No. 358	The whole Regulations
Legal Aid (Financial Conditions) Regulations (Northern Ireland) 1984	S.R. 1984 No. 362	The whole Regulations
Legal Aid (Financial Conditions) Regulations (Northern Ireland) 1985	S.R. 1985 No. 297	The whole Regulations
Legal Aid (Financial Conditions) Regulations (Northern Ireland) 1987	S.R. 1987 No. 104	The whole Regulations

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations increase certain of the financial limits of eligibility for legal aid under Part II of the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981.

The income limits are increased to make legal aid available to those with disposable incomes of not more than £5,765 a year (instead of £5,585) and available without payment of a contribution of those with disposable incomes of £2,400 a year or less (instead of £2,325).

The upper limit for disposable capital (£4,850) above which legal aid may be refused if it appears that the applicant could afford to proceed without legal aid is increased to £5,000.

The lower limit of disposable capital (£3,000) below which no contribution in respect of capital may be required, remains unchanged.