

Authorisations given pursuant to section 6, for the purposes of section 5(2) of the Legal Aid, Sentencing and Punishment of Offenders Act 2012, in relation to functions of the Lord Chancellor under the Civil Legal Aid (Remuneration) Regulations 2013 (SI 2013/422) (as amended).

Civil Legal Aid (Remuneration) Regulations 2013 (as amended)			
Regulation	Function	Who exercises the function in the Regulations	Who is authorised to exercise the function in practice
Authorisations applicable from 22 April 2014			
5(A)(1)(b) (Remuneration for civil legal services: judicial review)	Deciding whether to pay remuneration for work on JR permission applications where the case concludes before the court makes a permission decision.	The Lord Chancellor	The Legal Aid Agency
Authorisations applicable from 2 December 2013			
6(3) (Remuneration for civil legal services: general)	Deciding whether to pay an enhancement and the level of an enhancement	The Lord Chancellor	The Legal Aid Agency
7(3) (Remuneration for civil legal aid services: general)	Deciding whether to pay an enhancement and the level of an enhancement.	The Lord Chancellor	The Legal Aid Agency, except where it is or may be necessary for the court to carry out a detailed assessment of costs payable to the client by another party to the proceedings or, having regard to interests of the client and public funds, the weight or complexity of the case and all the other circumstances, the LAA consider it appropriate to direct that the costs be subject to detailed assessment by the court. Such a direction may relate to an individual case or to any class of case, identified by the level of costs to be assessed or otherwise. The court, where it is necessary to

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			carry out a detailed assessment of costs payable to the client by another party to the proceedings or where the LAA direct that the costs be subjected to detailed assessment by the court. However, irrespective of any assessment made by a court, the decision on whether to allow the enhanced rate remains with the Lord Chancellor.
7(3A) (Remuneration for civil legal aid services: general)	Calculating the percentage by which rates may be enhanced.	The Lord Chancellor	<p>The Legal Aid Agency, except where it is or may be necessary for the court to carry out a detailed assessment of costs payable to the client by another party to the proceedings or, having regard to interests of the client and public funds, the weight or complexity of the case and all the other circumstances, the LAA consider it appropriate to direct that the costs be subject to detailed assessment by the court. Such a direction may relate to an individual case or to any class of case, identified by the level of costs to be assessed or otherwise.</p> <p>The court, where it is necessary to carry out a detailed assessment of the costs payable to the client by another party to the proceedings or</p>

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			where the LAA direct that the costs be subjected to detailed assessment by the court. However, irrespective of the assessment made to enhance the fee rate by a specific percentage, the decision on whether to allow enhancement at the level assessed remains with the Lord Chancellor.
7(4) (Remuneration for civil legal aid services: general)	Deciding the remuneration rate applicable to a barrister in independent practice who is not Queen's Counsel who provides civil legal services in a category not listed in Table 1 or Table 2 of Schedule 2	The Lord Chancellor	The Legal Aid Agency
7(4A) (Remuneration for civil legal aid services: general)	Deciding the remuneration rate applicable to a barrister in independent practice who is a Queen's Counsel who provides civil legal services in a category not listed in Table 2 of Schedule 2	The Lord Chancellor	The Legal Aid Agency
9(4) (Remuneration for civil legal services: inquests)	Deciding if exceptional circumstances apply	The Lord Chancellor	The Legal Aid Agency
11(1) (Payment on account by the Lord Chancellor direct to barristers in independent practice)	Approving a form for barristers to apply for payment on account	The Lord Chancellor	The Legal Aid Agency
12(1) (Payment on account by the Lord Chancellor direct to barristers in independent practice)	Deciding on the barrister's reasonable fee	The Lord Chancellor	The Legal Aid Agency
12(2) (Payment on account by the Lord Chancellor direct to barristers in independent practice)	Taking into account any money previously paid on account and any cost limitations	The Lord Chancellor	The Legal Aid Agency
Schedule 5, 2(1) (Exceptional circumstances)	Increasing the fixed fee or rates set out in the Schedule	The Lord Chancellor	The Legal aid Agency

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Schedule 5, 3 (Payment of expert services of a type not listed in the Schedule)	Deciding what rate to pay for an expert service of a type not listed in the Schedule	The Lord Chancellor	The Legal Aid Agency
6(3): (Remuneration for civil legal services: general)	Deciding whether to pay an enhancement and the level of an enhancement	The Lord Chancellor	The Legal Aid Agency
7(3) (Remuneration for civil legal services: general)	Deciding to increase the hourly rate	The Lord Chancellor	The Legal Aid Agency
7(4) (Remuneration for civil legal services: general)	Deciding the rate to remunerate a barrister at when a barrister in independent practice provides civil legal services in a category not listed in the Table in Schedule 2	The Lord Chancellor	The Legal Aid Agency
9(4) (Remuneration for civil legal services: inquests)	Deciding if exceptional circumstances apply	The Lord Chancellor	The Legal Aid Agency
11(1) (Payment on account by the Lord Chancellor direct to barristers in independent practice)	Approving a form for barristers to apply for payment on account	The Lord Chancellor	The Legal Aid Agency
12(1) (Payment on account by the Lord Chancellor direct to barristers in independent practice)	Deciding on the barrister's reasonable fee	The Lord Chancellor	The Legal Aid Agency
12(2) (Payment on account by the Lord Chancellor direct to barristers in independent practice)	Taking into account any amount previously paid on account and any cost limitations	The Lord Chancellor	The Legal Aid Agency
Schedule 5, 2(1) (Exceptional circumstances)	Increasing the fixed fee or rates set out in the Schedule	The Lord Chancellor	The Legal Aid Agency
Schedule 5, 3 (Payment of expert services of a type not listed in the Schedule)	Deciding what rate to pay for an expert service of a type not listed in the Schedule	The Lord Chancellor	The Legal Aid Agency
Authorisations applicable up to 1 December 2013			
6(3): (Remuneration for civil legal services: general)	Deciding whether to pay an enhancement and the level of an enhancement	The Lord Chancellor	The Legal Aid Agency
7(3) (Remuneration for civil legal services: general)	Deciding to increase the hourly rate	The Lord Chancellor	The Legal Aid Agency

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