

Our Ref:

Date:

**For the attention of the Contract Liaison Manager**

Dear Sir/Madam,

**2010 Standard Crime Contract: Notice of amendments to the Specification and Category Definitions in effect from 23 March 2015**

I am writing to provide you with notice of amendments to the Specification and associated Category Definitions of the 2010 Standard Crime Contract ("Contract"), which will be incorporated into the Contract and come into effect from 00.01am on 23 March 2015 pursuant to Clauses 13.2 and/or 13.4 of the Contract Standard Terms. This notice will be deemed to have been received in accordance with Clause 20 of the Contract Standard Terms.

For clarity of interpretation, any terms which are capitalised but not defined within this letter bear the meaning given to them in the Contract.

**Amendments to the Specification and Category Definitions**

The amended version of the Specification and associated Category Definitions will be available to view week commencing 23 February on our website at <https://www.gov.uk/government/publications/standard-crime-contract-2010>. The website will contain explanatory material about the amendments and clean and track change versions of the Specification for your ease of reference.

The amendments in question have been subject to consultation with the Consultative Bodies and reflect changes introduced by Part 1 of the Anti-Social Behaviour, Crime and Policing Act 2014 and associated Legal Aid Legislation. The changes to be implemented reflect the introduction of a new civil injunction under Part 1 of ASBCPA<sup>1</sup> which will effectively replace Anti-Social Behaviour Orders (ASBOs) made pursuant to the Crime and Disorder Act 1998 and Anti-Social Behaviour Injunctions (ASBIs) under the Housing Act 1996.

The new Part 1 injunction is a civil order which will be available in the county court or High Court for adults and in the youth court (sitting in its civil capacity) for under-18s. Appeals against an injunction will be made either to the county court (dependant on the level of judge that conducted the earlier proceedings to which the appeal relates), the High Court or the Crown Court (for appeals against decisions made by the youth court).

Breach of an injunction will be punishable as civil contempt of court and for over-18s will be dealt with in the county court or High Court. For under-18s, contempt proceedings will be heard in the youth court. The new injunction will be within scope of the civil legal aid scheme as a result of amendments made by ASBCPA to the Legal Aid, Sentencing and Punishment of Offenders Act 2012 (LASPO) (except on breach, whereupon contempt proceedings are prescribed as criminal for purposes of legal aid).

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<sup>1</sup> The Part 1 injunction also replaces drinking banning orders under the Violent Crime Reduction Act 2006, intervention orders under the Crime and Disorder Act 1998 and individual support orders under the Crime and Disorder Act 1998.

The consultation with the Consultative Bodies on the amendments to the Contract commenced in August 2014 and was followed up in October 2014 by a further wider policy consultation when the Government outlined further proposals setting out how it intended to remunerate legal aid providers for Part 1 injunctions and related parenting orders. The response to the policy consultation document was published on 26 January 2015 and can be viewed at <https://www.gov.uk/government/consultations/changes-to-remuneration-for-legal-aid-services>. The Contract amendments to which this notice relates reflect and implement the outcome of the policy consultation which is explained fully in the said response document.

In view of the changes referred to above we have been required to make amendments to both the Standard Crime Contract and the Standard Civil Contract in order to permit existing crime and civil providers to carry out and be paid for this specific category of civil work. This notice is in relation to changes to the 2010 Standard Crime Contract only.

If you have any questions concerning these amendments please contact your Contract Manager.

Yours faithfully,

Hugh Barrett  
**Director of Legal Aid Commissioning and Strategy**