



# Application for Legal Help – Coronavirus Act Appeals ECF1 (Covid 19) – supplement to CW1

Urgent application?

YES

NO

Please explain what the urgency is: \_\_\_\_\_

**For an exceptional case determination, the overarching question to consider is *whether the withholding of legal aid would mean that the applicant is unable to present their case effectively and without obvious unfairness.***

An application for exceptional case funding (ECF) must also satisfy financial eligibility and merits tests. Please submit this supplementary form and CW1. Please note that the privacy notice, certification and declarations in CW1 apply to the application as a whole

Any work carried out earlier than the date of an ECF determination is done so at risk and may not be funded should the application be refused

Applications for exceptional case funding should be submitted by email to:

[contacteccc@justice.gov.uk](mailto:contacteccc@justice.gov.uk)

On page 2 of CW1 for Contract Number please insert your Provider Account Number (unless you are a direct applicant)

For any assistance on applying for exceptional case funding you can call **0300 200 2020**.

## 1. BACKGROUND TO THE CASE

- **Please provide a brief background of the case, including details of any requirements, directions, or restrictions (including those imposed by quarantine order) that the applicant is subject to.**
- **Please also attach a copy of the quarantine order, if you have it.**



Legal Aid  
Agency

Application for Legal Help – Coronavirus  
Act Appeals  
**ECF1 (Covid 19) – supplement to CW1**

**BACKGROUND TO THE CASE (continued)**

**2. LEGAL ADVICE AND ASSISTANCE REQUIRED**

- Please provide a brief summary of the legal advice and/or assistance that the applicant requires.



## ECF1 (Covid 19) – supplement to CW1

### 3. SUFFICIENT BENEFIT TEST

- This test is set out in Regulation 32 (b) of the Civil Legal Aid (Merits Criteria) Regulations 2013. It says that the applicant must satisfy us that there is sufficient benefit for them, having regard to all the circumstances, to justify the cost of provision of legal help. Guidance can be found in paragraphs 4.2.13 to 4.2.15 in this link:  
[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/672154/lord-chancellors-guidance-under-section\\_4-laspo.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/672154/lord-chancellors-guidance-under-section_4-laspo.pdf)
- Please outline how this application meets the sufficient benefit test.



Legal Aid  
Agency

Application for Legal Help – Coronavirus  
Act Appeals  
**ECF1 (Covid 19) – supplement to CW1**

**4. OTHER SOURCES OF POTENTIAL FUNDING**

- This test is in Regulation 32 (a) Civil Legal Aid (Merits Criteria) Regulations 2013. Please outline whether there is any potential source of funding for this work other than exceptional case funding.



## **ECF1 (Covid 19) – supplement to CW1**

### **5. THE EXCEPTIONAL CASE FUNDING TEST**

- **Please outline how this application satisfies the exceptional case funding test:**
  - **Is the appeal virtual?**
  - **How important are the issues in the case for the applicant?**
  - **What is the complexity of this case?**
  - **What is the capability of the applicant to present their case effectively?**