

Table of Amendments to the 2024 Standard Civil Contract (15th October 2024)

The table below set out amendments that have been made to the 2024 Standard Civil Contract documents. The Legal Aid Agency has consulted with the Consultative Bodies about these amendments as required by the contract.

Changes coming into effect to support the Domestic Abuse Protection Notice (DAPN) and Domestic Abuse Protection Order (DAPO) Pilot

Please note that the table below sets out changes that have been made to the 2024 Standard Civil Contract Specification and the Category Definition 2024 to support the implementation of the DAPN and DAPO pilot. These amendments have been consulted on and will come into effect in 4 weeks from the date of this notice. Providers may undertake work with regards to DAPO and DAPN after pilot go-live date in the relevant pilot areas in accordance with The Legal Aid, Sentencing and Punishment of Offenders Act 2012 (Legal Aid: Family and Domestic Abuse) (Miscellaneous Amendments) Order 2023 and The Legal Aid, Sentencing and Punishment of Offenders Act 2012 (Legal Aid: Domestic Abuse) (Amendment) Order 2024.

Category Definition 2024

Paragraph Number Current Provision Amendment	Paragraph Number Current Provision Amendment	Paragraph Number Current Provision Amendment
Paragraph 18 Minor Civil/Criminal overlaps	<p>Work falling within the Crime Category is generally excluded from any civil Category, but there are some minor exceptions:</p> <p>(a) Enforcement proceedings in the magistrates court arising out of the breach of an order of that court made in family proceedings where there is a risk of imprisonment also fall within the Family Category;</p> <p>(b) Civil proceedings in the magistrates' court arising out of the breach of a financial order of that court where there is a risk of imprisonment also fall within the Debt Category;</p> <p>(c) Proceedings against a child for a Sexual Harm Prevention Order and any associated Parenting Order, and for a Parenting Order made on the conviction of a child</p>	<p>New sub-paragraph inserted.</p> <p>Work falling within the Crime Category is generally excluded from any civil Category, but there are some minor exceptions:</p> <p>(a) Enforcement proceedings in the magistrates court arising out of the breach of an order of that court made in family proceedings where there is a risk of imprisonment also fall within the Family Category;</p> <p>(b) Civil proceedings in the magistrates' court arising out of the breach of a financial order of that court where there is a risk of imprisonment also fall within the Debt Category;</p>

	<p>where the parent cannot be reasonably represented by the child’s solicitor also fall within the Family Category; and,</p> <p>(d) Committal applications for civil contempt of court arising out of proceedings described in Part 1 of Schedule 1 also fall under the civil Category of Law covering the underlying proceedings, or where the underlying proceedings do not fall within a Category of Law, are classified as Miscellaneous Work.</p>	<p>(c) Proceedings against a child for a Sexual Harm Prevention Order and any associated Parenting Order, and for a Parenting Order made on the conviction of a child where the parent cannot be reasonably represented by the child’s solicitor also fall within the Family Category; and,</p> <p>(d) Committal applications for civil contempt of court arising out of proceedings described in Part 1 of Schedule 1 also fall under the civil Category of Law covering the underlying proceedings, or where the underlying proceedings do not fall within a Category of Law, are classified as Miscellaneous Work.</p> <p>(e) Civil legal services provided under the DAPO Pilot Scheme, while falling under this Contract, may be provided also by criminal practitioners under the 2022 Standard Crime Contract.</p>
<p>Paragraph 33 Family</p>	<p>Legal Help and all proceedings in relation to:</p> <p>(a) orders under section 25 of the Children Act 1989 (as described in subparagraph 1(1)(a) of Part 1 of Schedule 1 to the Act);</p> <p>(b) orders under Part 4 and Part 5 of the Children Act 1989 Act (as described in subparagraphs 1(1)(b) and 1(1)(c) of Part 1 of Schedule 1 to the Act);</p> <p>(c) approval by a court under paragraph 19 of Schedule 2 to the Children Act 1989 Act (as described in subparagraphs 1(1)(d) of Part 1 of Schedule 1 to the Act);</p>	<p>New sub-paragraph inserted.</p> <p>Legal Help and all proceedings in relation to:</p> <p>(a) orders under section 25 of the Children Act 1989 (as described in subparagraph 1(1)(a) of Part 1 of Schedule 1 to the Act);</p> <p>(b) orders under Part 4 and Part 5 of the Children Act 1989 Act (as described in subparagraphs 1(1)(b) and 1(1)(c) of Part 1 of Schedule 1 to the Act);</p> <p>(c) approval by a court under paragraph 19 of Schedule 2 to the Children Act 1989 Act (as described in</p>

	<p>(d) parenting orders under sections 8 of the Crime and Disorder Act 1998 (as described in subparagraphs 1(1)(e) of Part 1 of Schedule 1 to the Act);</p> <p>(e) child safety orders under section 11 of the Crime and Disorder Act 1998 (as described in subparagraphs 1(1)(f) of Part 1 of Schedule 1 to the Act);</p> <p>(f) applications under the Adoption and Children Act 2002 (as described in subparagraphs 1(1)(g) to 1(1)(j) of Part 1 of Schedule 1 to the Act);</p> <p>(g) orders under an enactment made as an alternative to an order mentioned in subparagraphs (a) to (f) above (as described in subparagraph 1(2) of Part 1 of Schedule 1 to the Act);</p> <p>(h) orders under an enactment made in proceedings heard together with proceedings relating to an order mentioned in subparagraphs (a) to (f) above (as described in subparagraph 1(2) of Part 1 of Schedule 1 to the Act);</p> <p>(i) the inherent jurisdiction of the High Court in relation to children (as described in paragraph 9 of Part 1 of Schedule 1 to the Act);</p> <p>(j) the orders and requirements listed in subparagraph 10(1) of Part 1 of Schedule 1 to the Act in relation to unlawful removal or potential unlawful removal of children from the United Kingdom;</p> <p>(k) the orders and applications listed in subparagraph 10(2) of Part 1 of Schedule 1 to the Act in relation to the return</p>	<p>subparagraphs 1(1)(d) of Part 1 of Schedule 1 to the Act);</p> <p>(d) parenting orders under sections 8 of the Crime and Disorder Act 1998 (as described in subparagraphs 1(1)(e) of Part 1 of Schedule 1 to the Act);</p> <p>(e) child safety orders under section 11 of the Crime and Disorder Act 1998 (as described in subparagraphs 1(1)(f) of Part 1 of Schedule 1 to the Act);</p> <p>(f) applications under the Adoption and Children Act 2002 (as described in subparagraphs 1(1)(g) to 1(1)(j) of Part 1 of Schedule 1 to the Act);</p> <p>(g) orders under an enactment made as an alternative to an order mentioned in subparagraphs (a) to (f) above (as described in subparagraph 1(2) of Part 1 of Schedule 1 to the Act);</p> <p>(h) orders under an enactment made in proceedings heard together with proceedings relating to an order mentioned in subparagraphs (a) to (f) above (as described in subparagraph 1(2) of Part 1 of Schedule 1 to the Act);</p> <p>(i) the inherent jurisdiction of the High Court in relation to children (as described in paragraph 9 of Part 1 of Schedule 1 to the Act);</p> <p>(j) the orders and requirements listed in subparagraph 10(1) of Part 1 of Schedule 1 to the Act in relation to</p>
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	<p>of children unlawfully removed to a place in the United Kingdom;</p> <p>(l) home rights, occupation orders and non-molestation orders under Part 4 of the Family Law Act 1996 (as described in paragraph 11(1) of Part 1 of Schedule 1 to the Act);</p> <p>(m) injunctions following assault, battery and false imprisonment in circumstances arising out of a family relationship (as described in paragraph 11(2)(a) of Part 1 of Schedule 1 to the Act);</p> <p>(n) the protection of an adult in proceedings under the inherent jurisdiction of the High Court in circumstances arising out of a family relationship (as described in paragraph 11(2)(b) of Part 1 of Schedule 1 to the Act);</p> <p>(o) the mediation of family disputes (as described in subparagraph 14(2) of Part 1 of Schedule 1 to the Act);</p> <p>(p) services provided to a child under paragraph 15 of Part 1 of Schedule 1 to the Act in relation to family proceedings where the child:</p> <ul style="list-style-type: none"> i. is, or proposes to be, the applicant or respondent; ii. is made a party to the proceedings by a court under rule 16.2 of the Family Procedure Rules; or iii. is a party to the proceedings and is conducting, or proposing to conduct, the proceedings themselves in 	<p>unlawful removal or potential unlawful removal of children from the United Kingdom;</p> <p>(k) the orders and applications listed in subparagraph 10(2) of Part 1 of Schedule 1 to the Act in relation to the return of children unlawfully removed to a place in the United Kingdom;</p> <p>(l) home rights, occupation orders and non-molestation orders under Part 4 of the Family Law Act 1996 (as described in paragraph 11(1) of Part 1 of Schedule 1 to the Act);</p> <p>(m) injunctions following assault, battery and false imprisonment in circumstances arising out of a family relationship (as described in paragraph 11(2)(a) of Part 1 of Schedule 1 to the Act);</p> <p>(n) the protection of an adult in proceedings under the inherent jurisdiction of the High Court in circumstances arising out of a family relationship (as described in paragraph 11(2)(b) of Part 1 of Schedule 1 to the Act);</p> <p>(o) the mediation of family disputes (as described in subparagraph 14(2) of Part 1 of Schedule 1 to the Act);</p> <p>(p) services provided to a child under paragraph 15 of Part 1 of Schedule 1 to the Act in relation to family proceedings where the child:</p> <ul style="list-style-type: none"> i. is, or proposes to be, the applicant or respondent;
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	<p>accordance with rule 16.6 of the Family Procedure Rules;</p> <p>(q) female genital mutilation protection orders under paragraph 1 of Schedule 2 to the Female Genital Mutilation Act 2003 (as described in paragraph 15A of Part 1 of Schedule 1 to the Act);</p> <p>(r) forced marriage protection orders under Part 4A of the Family Law Act 1996 (as described in paragraph 16 of Part 1 of Schedule 1 to the Act);</p> <p>(s) the following EU and international agreements concerning children (as described in paragraph 17 of Part 1 of Schedule 1 to the Act):</p> <ul style="list-style-type: none"> i. an application made to the Lord Chancellor under the 1980 European Convention on Child Custody for the recognition or enforcement in England and Wales of a decision relating to the custody of a child; ii. an application made to the Lord Chancellor under the 1980 Hague Convention in respect of a child who is, or is believed to be, in England and Wales; iii. the recognition or enforcement of a judgment in England and Wales in accordance with Article 21, 28, 41, 42 or 48 of the 2003 Brussels Regulation. <p>(t) the following EU and international agreements in relation to an application for the recognition or enforcement in England and Wales of a maintenance order</p>	<ul style="list-style-type: none"> ii. is made a party to the proceedings by a court under rule 16.2 of the Family Procedure Rules; or iii. is a party to the proceedings and is conducting, or proposing to conduct, the proceedings themselves in accordance with rule 16.6 of the Family Procedure Rules; <p>(q) female genital mutilation protection orders under paragraph 1 of Schedule 2 to the Female Genital Mutilation Act 2003 (as described in paragraph 15A of Part 1 of Schedule 1 to the Act);</p> <p>(r) forced marriage protection orders under Part 4A of the Family Law Act 1996 (as described in paragraph 16 of Part 1 of Schedule 1 to the Act);</p> <p>(s) the following EU and international agreements concerning children (as described in paragraph 17 of Part 1 of Schedule 1 to the Act):</p> <ul style="list-style-type: none"> i. an application made to the Lord Chancellor under the 1980 European Convention on Child Custody for the recognition or enforcement in England and Wales of a decision relating to the custody of a child; ii. an application made to the Lord Chancellor under the 1980 Hague Convention in respect of a child who is, or is believed to be, in England and Wales;
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	<p>(as described in paragraph 18 of Part 1 of Schedule 1 to the Act):</p> <ul style="list-style-type: none"> i. the 1968 Brussels Convention; ii. the 1973 Hague Convention; iii. the 1989 Lugano Convention; iv. the 2000 Brussels Regulation; v. the 2007 Lugano Convention; vi. the EU Maintenance Regulation; vii. the 2007 Hague Convention; <p>(u) Proceedings under section 3, 3A, 5 or 5A of the Protection from Harassment Act 1997 (as described in paragraph 37 of Part 1 of Schedule 1 to the Act) arising out of a family relationship.</p>	<ul style="list-style-type: none"> iii. the recognition or enforcement of a judgment in England and Wales in accordance with Article 21, 28, 41, 42 or 48 of the 2003 Brussels Regulation. <p>(t) the following EU and international agreements in relation to an application for the recognition or enforcement in England and Wales of a maintenance order (as described in paragraph 18 of Part 1 of Schedule 1 to the Act):</p> <ul style="list-style-type: none"> i. the 1968 Brussels Convention; ii. the 1973 Hague Convention; iii. the 1989 Lugano Convention; iv. the 2000 Brussels Regulation; v. the 2007 Lugano Convention; vi. the EU Maintenance Regulation; vii. the 2007 Hague Convention; <p>(u) Proceedings under section 3, 3A, 5 or 5A of the Protection from Harassment Act 1997 (as described in paragraph 37 of Part 1 of Schedule 1 to the Act) arising out of a family relationship.</p> <p>(v) applications and orders under Part 3 of the Domestic Abuse Act 2021 (as described in subparagraph 11(1A) of part 1, Schedule 1 to the Act);</p>
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Paragraph 50A Miscellaneous work	New paragraph	Civil legal services provided under the DAPO Pilot Scheme constitute Miscellaneous Work with the distinct set of rules set out in Section 17 applicable to them.
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2024 Standard Civil Contract: Specification

A new specification titled “the DAPO Pilot Scheme Specification (Section 19)” has been incorporated into the 2024 Standard Civil Contract. The specification will support work undertaken via civil legal aid for the forthcoming DAPN and DAPOs pilot. NB. This specification will come into effect at the point that the DAPN/DAPOs pilot goes live. The DAPO Pilot Scheme Specification (Section 19) can be downloaded by clicking on the following link: [Standard civil contract 2024 - GOV.UK \(www.gov.uk\)](http://www.gov.uk/government/uploads/system/uploads/attachment_data/file/123456/standard-civil-contract-2024-specification-section-19.pdf)