

## Legal Aid in Criminal Cases (Amendment) Rules 2013

(Made by the Criminal Procedure Rules Committee under section 9A of the Criminal Procedure Ordinance (Cap. 221) with the approval of the Legislative Council)

### 1. Legal Aid in Criminal Cases Rules amended

The Legal Aid in Criminal Cases Rules (Cap. 221 sub. leg. D) are amended as set out in rules 2 and 3.

### 2. Rule 21 amended (solicitor and counsel fees)

(1) Rule 21(8)(a)(i)—

**Repeal**

“\$620”

**Substitute**

“\$670”.

(2) Rule 21(8)(a)(ii)—

**Repeal**

“\$1,150”

**Substitute**

“\$1,250”.

(3) Rule 21(8)(a)(iii)—

**Repeal**

“\$960”

**Substitute**

“\$1,040”.

(4) Rule 21(8)(b)(i)—

**Repeal**

“\$740”

**Substitute**

“\$800”.

(5) Rule 21(8)(b)(ii)—

**Repeal**

“\$1,170”

**Substitute**

“\$1,270”.

(6) Rule 21(8)(c)(i)—

**Repeal**

“\$1,000”

**Substitute**

“\$1,090”.

(7) Rule 21(8)(c)(ii)—

**Repeal**

“\$1,170”

**Substitute**

“\$1,270”.

### 3. Schedule amended (solicitor and counsel fees)

(1) The Schedule, Part 2, item 1(a)—

**Repeal**

“\$740”

**Substitute**

“\$800”.

(2) The Schedule, Part 2, item 1(b)(i)—

- Repeal**  
 “\$2,960”  
**Substitute**  
 “\$3,230”.
- (3) The Schedule, Part 2, item 1(b)(ii)—  
**Repeal**  
 “\$2,960”  
**Substitute**  
 “\$3,230”.
- (4) The Schedule, Part 2, item 1(c)—  
**Repeal**  
 “\$740”  
**Substitute**  
 “\$800”.
- (5) The Schedule, Part 2, item 1(d)—  
**Repeal**  
 “\$5,930”  
**Substitute**  
 “\$6,480”.
- (6) The Schedule, Part 2, item 2(a)—  
**Repeal**  
 “\$740”  
**Substitute**  
 “\$800”.
- (7) The Schedule, Part 2, item 2(b)(i)—  
**Repeal**

- “\$2,960”  
**Substitute**  
 “\$3,230”.
- (8) The Schedule, Part 2, item 2(b)(ii)—  
**Repeal**  
 “\$2,960”  
**Substitute**  
 “\$3,230”.
- (9) The Schedule, Part 2, item 2(c)—  
**Repeal**  
 “\$740”  
**Substitute**  
 “\$800”.
- (10) The Schedule, Part 2, item 2(d)—  
**Repeal**  
 “\$5,930”  
**Substitute**  
 “\$6,480”.
- (11) The Schedule, Part 2, item 3(a)—  
**Repeal**  
 “\$1,000”  
**Substitute**  
 “\$1,090”.
- (12) The Schedule, Part 2, item 3(b)(i)—  
**Repeal**  
 “\$4,020”

- Substitute**  
 “\$4,390”.
- (13) The Schedule, Part 2, item 3(b)(ii)—  
**Repeal**  
 “\$4,020”  
**Substitute**  
 “\$4,390”.
- (14) The Schedule, Part 2, item 3(c)—  
**Repeal**  
 “\$1,000”  
**Substitute**  
 “\$1,090”.
- (15) The Schedule, Part 2, item 3(d)—  
**Repeal**  
 “\$8,040”  
**Substitute**  
 “\$8,780”.
- (16) The Schedule, Part 2, item 4(a)—  
**Repeal**  
 “\$1,000”  
**Substitute**  
 “\$1,090”.
- (17) The Schedule, Part 2, item 4(b)(i)—  
**Repeal**  
 “\$4,020”  
**Substitute**

- “\$4,390”.
- (18) The Schedule, Part 2, item 4(b)(ii)—  
**Repeal**  
 “\$4,020”  
**Substitute**  
 “\$4,390”.
- (19) The Schedule, Part 2, item 4(c)—  
**Repeal**  
 “\$1,000”  
**Substitute**  
 “\$1,090”.
- (20) The Schedule, Part 2, item 4(d)—  
**Repeal**  
 “\$8,040”  
**Substitute**  
 “\$8,780”.
- (21) The Schedule, Part 2, item 5(a)—  
**Repeal**  
 “\$620”  
**Substitute**  
 “\$670”.
- (22) The Schedule, Part 2, item 5(b)(i)—  
**Repeal**  
 “\$2,510”  
**Substitute**  
 “\$2,740”.

- (23) The Schedule, Part 2, item 5(b)(ii)—  
**Repeal**  
 “\$2,510”  
**Substitute**  
 “\$2,740”.
- (24) The Schedule, Part 2, item 5(c)—  
**Repeal**  
 “\$620”  
**Substitute**  
 “\$670”.
- (25) The Schedule, Part 2, item 5(d)—  
**Repeal**  
 “\$5,030”  
**Substitute**  
 “\$5,490”.
- (26) The Schedule, Part 2, item 6(a)(i)—  
**Repeal**  
 “\$9,240”  
**Substitute**  
 “\$10,095”.
- (27) The Schedule, Part 2, item 6(a)(ii)—  
**Repeal**  
 “\$4,610”  
**Substitute**  
 “\$5,030”.
- (28) The Schedule, Part 2, item 6(b)(i)—

- Repeal**  
 “\$9,240”  
**Substitute**  
 “\$10,095”.
- (29) The Schedule, Part 2, item 6(b)(ii)—  
**Repeal**  
 “\$10,240”  
**Substitute**  
 “\$11,190”.
- (30) The Schedule, Part 2, item 7(a)(i)—  
**Repeal**  
 “\$11,220”  
**Substitute**  
 “\$12,260”.
- (31) The Schedule, Part 2, item 7(a)(ii)—  
**Repeal**  
 “\$4,710”  
**Substitute**  
 “\$5,140”.
- (32) The Schedule, Part 2, item 7(b)—  
**Repeal**  
 “\$11,220”  
**Substitute**  
 “\$12,260”.
- (33) The Schedule, Part 2, item 8(a)(i)—  
**Repeal**

- “\$11,220”  
**Substitute**  
 “\$12,260”.
- (34) The Schedule, Part 2, item 8(a)(ii)—  
**Repeal**  
 “\$4,710”  
**Substitute**  
 “\$5,140”.
- (35) The Schedule, Part 2, item 8(b)—  
**Repeal**  
 “\$11,220”  
**Substitute**  
 “\$12,260”.
- (36) The Schedule, Part 2, item 9(a)(i)—  
**Repeal**  
 “\$14,960”  
**Substitute**  
 “\$16,350”.
- (37) The Schedule, Part 2, item 9(a)(ii)—  
**Repeal**  
 “\$4,710”  
**Substitute**  
 “\$5,140”.
- (38) The Schedule, Part 2, item 9(b)—  
**Repeal**  
 “\$14,960”

- Substitute**  
 “\$16,350”.
- (39) The Schedule, Part 2, item 10(a)(i)—  
**Repeal**  
 “\$11,960”  
**Substitute**  
 “\$13,070”.
- (40) The Schedule, Part 2, item 10(a)(ii)—  
**Repeal**  
 “\$4,710”  
**Substitute**  
 “\$5,140”.
- (41) The Schedule, Part 2, item 10(b)—  
**Repeal**  
 “\$11,960”  
**Substitute**  
 “\$13,070”.
- (42) The Schedule, Part 2, item 11(a)(i)—  
**Repeal**  
 “\$7,470”  
**Substitute**  
 “\$8,160”.
- (43) The Schedule, Part 2, item 11(a)(ii)—  
**Repeal**  
 “\$3,860”  
**Substitute**

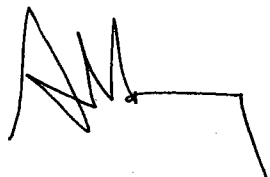
- “\$4,210”.
- (44) The Schedule, Part 2, item 11(b)—  
**Repeal**  
 “\$7,470”  
**Substitute**  
 “\$8,160”.
- (45) The Schedule, Part 2, item 13—  
**Repeal**  
 “\$1,170”  
**Substitute**  
 “\$1,270”.
- (46) The Schedule, Part 2, item 14—  
**Repeal**  
 “\$960”  
**Substitute**  
 “\$1,040”.
- (47) The Schedule, Part 2, item 17(a)—  
**Repeal**  
 “\$8,970”  
**Substitute**  
 “\$9,800”.
- (48) The Schedule, Part 2, item 18(a)—  
**Repeal**  
 “\$2,420”  
**Substitute**  
 “\$2,640”.

- (49) The Schedule, Part 2, item 18(b)—  
**Repeal**  
 “\$1,990”  
**Substitute**  
 “\$2,170”.
- (50) The Schedule, Part 2, item 19(a)—  
**Repeal**  
 “\$8,970”  
**Substitute**  
 “\$9,800”.
- (51) The Schedule, Part 2, item 19(b)—  
**Repeal**  
 “\$4,480”  
**Substitute**  
 “\$4,890”.
- (52) The Schedule, Part 2, item 20—  
**Repeal**  
 “\$2,970”  
**Substitute**  
 “\$3,240”.

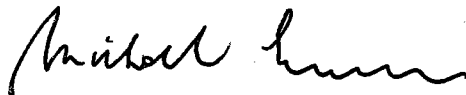
#### 4. Transitional provisions

The Legal Aid in Criminal Cases Rules (Cap. 221 sub. leg. D) (*principal Rules*) as amended by these Rules apply only in relation to a solicitor or counsel assigned under the principal Rules on or after the date on which these Rules come into operation.

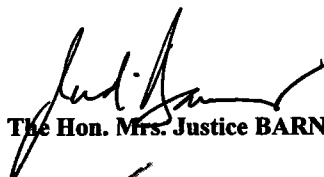
Made this 4<sup>th</sup> day of October 2013.



The Hon. Mr. Justice CHEUNG  
Chief Judge of the High Court



The Hon. Mr. Justice LUNN J.A.



The Hon. Mrs. Justice BARNES



Selwyn YU, S.C.



Kenneth NG Hung-sui



William TAM Yin-ho



Allan CHAN Wing-cho



Andy HO Chi-yin  
Secretary

**Explanatory Note**

Solicitors or counsel assigned under the Legal Aid in Criminal Cases Rules (Cap. 221 sub. leg. D) (*principal Rules*) to represent legally aided persons are remunerated according to the Table of Fees in the Schedule to the principal Rules. The Director of Legal Aid may re-determine the fees in certain circumstances in accordance with the rates in rule 21(8) of the principal Rules.

2. These Rules adjust the fees payable under that Table and that rule (see rules 2 and 3). Rule 4 provides for transitional arrangements.