HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Thursday, 30 October 1980

LEGAL AID AMENDMENT BILL

Proposed Amendments

Hon. Mr McLay, in Committee, to move the following amendments:

Clause 2: To insert in line 17 on page 1, before the word "prescribed", the word "the".

Clause 4: To omit from line 34 on page 2 the word "assisted", and substitute the word "aided".

To add to the proposed paragraph (b), in lines 6 to 8 on page 3, the words ", and prohibiting the compounding of any interest payable under any such agreement".

To omit from line 41 on that page the word "land", and substitute the word "property".

Clause 6: To omit from line 9 on page 5, and also from line 12 on that page, the word "assisted", and substitute in each case the word "aided".

Clause 7: To omit from line 16 on page 6 the word "disbursement", and substitute the word "disbursements".

Clause 8: To omit subclause (2) on page 7, and substitute the following subclauses:

(2) Section 38 of the principal Act is hereby further amended by omitting from paragraph (e) (as amended by section 11 of the Legal Aid Amendment Act 1974) the expression "of $15".

(3) The following enactments are hereby consequentially repealed:

(a) Section 11 of the Legal Aid Amendment Act 1971:

(b) Section 11 of the Legal Aid Amendment Act 1974.

The Schedule: To insert, alongside the heading " 'SCHEDULE', the expression "section 19 (1)".

EXPLANATORY NOTE

The amendment to *clause 2,* the first and third amendments to *clause 4,* the amendment to *clause 6,* the amendments to *clause 8,* and the amendment to *the Schedule* are of a tidying-up nature only, consequent upon the changes recommended by the Statutes Revision Committee.

The second amendment to *clause 4* allows regulations to be made prohibiting the compounding of interest payable under legal aid charging agreements. This was recommended by the Statutes Revision Committee, but inadvertently omitted from the Bill as reported back. The opportunity has been taken to change the wording slightly, to give better effect to the Committee's recommendation.

The amendment to *clause 7* corrects a drafting error in the Bill as originally introduced.