

Statistical Information **2008/09**



legal aid – fair access to justice

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Introduction

The Legal Services Commission is responsible for delivering, through high quality service providers, legal aid, advice and representation to people with problems in England and Wales.

We deliver legal services through two schemes: the Community Legal Service (CLS) and the Criminal Defence Service (CDS):

- The CLS is a network of organisations which funds, provides and promotes civil legal advice and representation
- The CDS provides legal advice and representation to people being investigated or charged with a criminal offence.

A detailed statistical analysis of our work, including comparisons over time, is available [here](#).

As with last year, figures are presented on an accruals basis, unless otherwise stated. Prior to 2007/08 figures were generally presented on a cash basis. The main impact on the statistical tables is that we are reporting on gross costs in civil representation cases closed during the year (tables CLS7 and CLS8 in this document). This has enabled us to include more detail on the types of cases paid for and the composition of the payments made.

Glossary of key terms

Some of the more technical terms used in the tables are explained below.

Act of assistance	An event which gives rise to a unique claim from a solicitor or not-for-profit service provider for giving advice, assistance or representation to one or more people.
Civil Representation	Representation by solicitors and barristers for civil cases, which could go to court.
Community Legal Service	The LSC provides publicly funded civil legal and advice services as part of the CLS network.
Controlled Work	Work under the civil contract that covers the basic levels of legal advice and representation, including initial meetings and in family cases negotiations, and is referred to as Legal Help or as Family Help Lower. It also encompasses Help at Court and representation in front of Mental Health Review Tribunals and the Asylum and Immigration Tribunal. In Controlled Work an act of assistance is every instance in which a service provider gives legal help to a client, not including representation in court.
Crime higher	Legal representation in the Crown Court and above.
Crime lower	Work carried out by our providers at police stations and in the magistrates' courts.
Legal Help	Legal advice and assistance.
Licensed Work	Work under the civil contract that covers all Legal Representation (representation by solicitors and barristers for civil cases which could go to court) except work covered by Controlled Work or Very High Cost Cases, which are managed under separate contracts.
Matter starts	A matter refers to an instance of help given by a service provider to a legal aid client under Controlled Work and does not cover representation at court.
MoJ	The Ministry of Justice is the LSC's sponsoring government department.

FUND1 – CLS, CDS and Commission payments

LSC

6% Increase in fund resource expenditure, 8% increase in acts of assistance

	Current year			Previous year			% Change		
	Resource spend £m	Cash spend £m	Acts of assistance 000s	Resource spend £m	Cash spend £m	Acts of assistance 000s	Resource spend	Cash spend	Acts of assistance
CLS Licensed Work (gross) ¹	820.7	849.4	149.9	776.5	801.9	142.2	6%	6%	5%
less operating receipts	(195.8)	(192.7)	N/A	(220.7)	(210.4)	N/A	(11%)	(8%)	N/A
Interest receivable/received etc.	(11.5)	(6.0)	N/A	(14.8)	(7.8)	N/A	(22%)	(23%)	N/A
CLS Licensed Work (net)	613.4	650.7	N/A	541.1	583.8	N/A	13%	11%	N/A
CLS Controlled Work ²	273.8	263.4	1,163.6	253.7	260.4	1,004.2	8%	1%	16%
CLS total (net)	887.1	914.1	1,313.5	794.8	844.1	1,146.5	12%	8%	15%
Crime lower (gross) ³	498.2	487.3	1,431.6	476.0	486.7	1,379.7	5%	0%	4%
Crime higher (gross) ⁴	678.2	700.1	124.4	675.7	693.4	123.5	0%	1%	1%
less operating receipts, etc.	(1.5)	(0.7)	N/A	(1.4)	(1.1)	N/A	12%	(38%)	N/A
CDS total (net)	1,174.8	1,186.7	1,556.0	1,150.3	1,178.9	1,503.2	2%	1%	4%
CLS and CDS total (net)	2,061.9	2,100.8	2,869.5	1,945.1	2,023.0	2,649.7	6%	4%	8%
LSC administration	124.4	122.5	N/A	113.5	132.5	N/A	10%	(8%)	N/A

¹ CLS Licensed work acts of assistance includes granted civil representation applications and family mediation work

² CLS Controlled work acts of assistance is based on new matter starts, the details of which can be found in the CLS2 table.

³ Crime lower acts of assistance are based on claim volumes, excluding file review and second claims for deferred sentencing. Starts are not used as we do not have access to complete information. The increase in acts of assistance are partly due to late submissions caused by the introduction of a new computer system

⁴ Crime higher acts of assistance are based on the number of representation orders issued

Please note the previous year's acts of assistance have been restated in order to be on the same basis as the current year

CLS1 – Controlled work: Categories of law held under contract

Reduction in provider numbers better reflects those with active contracts

LSC

Category of law	Current year by type of provider				Previous year by type of provider				% Change by type of provider			
	All	Solicitors	NFP	Telephone advice service	All	Solicitors	NFP	Telephone advice service	All	Solicitors	NFP	Telephone advice service
Family	2,677	2,658	15	4	2,692	2,679	10	3	(1%)	(1%)	50%	33%
Housing	561	381	170	10	542	370	164	8	4%	3%	4%	25%
Welfare benefits	445	140	298	7	435	126	302	7	2%	11%	(1%)	0%
Debt	423	150	265	8	405	136	262	7	4%	10%	1%	14%
Personal injury ¹	354	354	-	-	833	833	-	-	(58%)	(58%)	0%	0%
Immigration	247	176	71	-	263	182	81	-	(6%)	(3%)	(12%)	0%
Mental health	243	239	4	-	250	246	4	-	(3%)	(3%)	0%	0%
Employment	218	126	83	9	200	114	80	6	9%	11%	4%	50%
Clinical negligence ¹	175	175	-	-	262	262	-	-	(33%)	(33%)	0%	0%
Community care	113	82	31	-	93	70	23	-	22%	17%	35%	0%
Actions against the police etc.	67	67	-	-	69	69	-	-	(3%)	(3%)	0%	0%
Public law	46	46	-	-	49	49	-	-	(6%)	(6%)	0%	0%
Education	44	33	9	2	46	35	9	2	(4%)	(6%)	0%	0%
Consumer	37	34	3	-	38	35	3	-	(3%)	(3%)	0%	0%
Total non-family	2,973	2,003	934	36	3,485	2,527	928	30	(15%)	(21%)	1%	20%
Total	5,650	4,661	949	40	6,177	5,206	938	33	(9%)	(10%)	1%	21%

Please note that this table does not include the 5 social welfare law (SWL) contracts held by community legal advice centres as these are issued under a different basis from other contracts

¹ Personal injury and clinical negligence reporting has changed, the previous method reported all providers that have ever had a contract in those categories and has been changed to now only reflect those that were contracted within the financial year.

LSC responds to change in demand due to recession with higher matter starts

Category of law	Current year by type of provider					Previous year by type of provider					% by type of provider				
	All	Solicitor	NFP	Telephone advice	CLAC ³	All	Solicitor	NFP	Telephone advice	CLAC ³	All	Solicitor	NFP	Telephone advice	CLAC ³
Family	287,004	277,472	3,209	5,825	498	263,009	257,936	2,730	2,244	99	9%	8%	18%	160%	403%
Housing	139,771	59,281	51,963	26,450	2,077	127,257	55,683	47,622	23,534	418	10%	6%	9%	12%	397%
Welfare benefits	137,557	25,358	87,778	22,615	1,806	126,589	23,787	82,822	19,231	749	9%	7%	6%	18%	141%
Debt	132,936	18,812	84,032	28,026	2,066	111,463	15,263	73,738	21,939	523	19%	23%	14%	28%	295%
Immigration	94,983	55,933	39,050	-	-	84,899	51,887	33,012	-	-	12%	8%	18%	0%	0%
Mental health	36,374	36,259	115	-	-	35,414	35,244	170	-	-	3%	3%	(32%)	0%	0%
Employment	28,218	6,117	8,766	12,942	393	22,638	4,358	7,076	11,123	81	25%	40%	24%	16%	385%
Community care	7,527	5,744	1,673	-	110	4,853	4,137	709	-	7	55%	39%	136%	0%	1,471%
Education	7,102	1,427	728	4,947	-	9,067	1,669	943	6,455	-	(22%)	(14%)	(23%)	(23%)	0%
Miscellaneous	6,871	6,466	359	46	-	7,013	6,661	303	49	-	(2%)	(3%)	18%	(6%)	0%
Actions against the police etc.	4,709	4,705	4	-	-	4,323	4,272	51	-	-	9%	10%	(92%)	0%	0%
Clinical negligence	3,597	3,596	1	-	-	3,832	3,829	3	-	-	(6%)	(6%)	(67%)	0%	0%
Consumer	3,084	2,736	348	-	-	3,360	2,715	645	-	-	(8%)	1%	(46%)	0%	0%
Public law	2,463	2,415	48	-	-	1,935	1,889	46	-	-	27%	28%	4%	0%	0%
Personal injury	1,616	1,614	2	-	-	1,807	1,802	5	-	-	(11%)	(10%)	(60%)	0%	0%
Total non-family	606,808	230,463	274,867	95,026	6,452	544,450	213,196	247,145	82,331	1,778	11%	8%	11%	15%	263%
Total	893,812	507,935	278,076	100,851	6,950	807,459	471,132	249,875	84,575	1,877	11%	8%	11%	19%	270%

Additional matter starts from other schemes not previously reported on:

	Current year	Previous year	% Change
Housing duty solicitor scheme	33,842	30,472	11%
Telephone triage ²	235,947	166,302	42%
Total including other schemes	1,163,601	1,004,233	16%

Additional acts of assistance included in corporate target

	Current year	Previous year	% Change
Family mediation ⁴	4,577	4,275	7%
Excluding immigration	94,983	84,899	12%
Acts of assistance corporate target	1,073,195	923,609	16%

¹ This total corresponds to the acts of assistance achieved against the relevant corporate target

² Telephone triage acts of assistance were not included in the previous stats pack

³ CLACS show a large increase in starts as this is the first full year in which they have been active

⁴ Family mediation is normally included in licensed work, however it is report here as it was included within the LSC's acts of assistance target

Mental health and immigration average costs are higher than other categories

Category of law	Current Year		Average claim cost
	Volume of claims	Total claim value (£'000)	
Family	255,120	61,248	£240
Welfare benefits	113,854	21,603	£190
Housing	107,129	22,206	£207
Debt	100,737	21,400	£212
Mental health	35,322	30,927	£876
Employment	13,429	3,680	£274
Community care	6,045	2,075	£343
Miscellaneous	5,138	326	£63
Actions against the police etc.	4,182	1,250	£299
Clinical negligence	3,583	912	£255
Consumer	3,196	577	£181
Education	2,145	1,050	£489
Personal injury	2,001	480	£240
Public law	1,773	606	£342
Total non-family non-immigration	398,534	107,092	£269
Immigration: asylum ¹	57,539	47,003	£817
Immigration: nationality and visit visas ¹	45,253	22,272	£492
Total immigration	102,792	69,275	£674
Total	756,446	237,615	£314

Please note that a comparison cannot be made with previous year's average costs as NFP suppliers cost were calculated on a different basis from other suppliers

¹ The immigration volume is calculated by counting the number of unique cases during the year as this category makes use of staged claims.

CLS4 - Controlled work: Outcomes reported Increase in success rate in non-family work

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LSC

Category of law	Matters reported	% of matters						Previous year	
		Not concluded		Concluded matters by benefit for the client				Success rate	Change
		Proceeded under other CLS funding	Unknown or client ceased to give instructions	Financial A	Non-financial B	None C	Success rate (A+B)/(A+B+C)		
Family	255,120	25%	26%	14%	18%	17%	66%	68%	-3%
Welfare benefits	135,074	0%	22%	41%	27%	9%	88%	85%	4%
Housing	133,613	7%	24%	26%	37%	5%	93%	89%	4%
Debt	125,928	1%	25%	36%	34%	4%	94%	95%	-1%
Mental health	35,322	1%	8%	0%	55%	37%	60%	54%	11%
Employment	24,618	0%	36%	16%	41%	7%	89%	84%	6%
Community care	6,045	13%	20%	3%	57%	7%	89%	84%	6%
Miscellaneous	5,138	7%	26%	4%	40%	23%	65%	57%	15%
Actions against the police etc.	4,182	13%	35%	9%	32%	11%	79%	76%	4%
Clinical negligence	3,583	40%	37%	1%	14%	8%	66%	46%	43%
Consumer	3,196	6%	35%	18%	33%	8%	87%	79%	10%
Education	6,547	3%	26%	1%	65%	5%	93%	94%	-1%
Personal injury	2,001	5%	31%	32%	18%	14%	78%	69%	13%
Public law	1,773	26%	21%	15%	27%	10%	80%	74%	9%
Total non-family/immigration	487,020	3%	24%	29%	35%	9%	88%	80%	10%
Immigration: asylum ¹	57,539	1%	59%	0%	23%	17%	58%	54%	8%
Immigration: nationality and visit visas ¹	45,253	1%	54%	0%	28%	16%	64%	64%	-1%
Total Immigration	102,792	1%	57%	0%	25%	16%	61%	59%	3%
Total non-family	589,812	3%	29%	24%	33%	10%	85%	82%	4%
Total	844,932	9%	28%	21%	29%	12%	80%	79%	2%

¹ The immigration volume is calculated by counting the number of unique cases during the year as this category makes use of staged claims.

CLS5 - Controlled work and licensed work summary

LSC

Wide range in grant rate of licensed work depending on category

Category of law	Controlled work		Licensed work			
	New matters started	Completed matters	Applications received	Certificates		Closed
				Granted ¹	Applications granted %	
Family	287,004	255,120	150,056	120,468	80%	114,426
Housing	139,771	133,613	15,559	12,628	81%	12,867
Welfare benefits	137,557	135,074	74	48	65%	42
Debt	132,936	125,928	821	442	54%	434
Immigration	94,983	102,792	2,454	2,285	93%	1,728
Mental health	36,374	35,322	469	344	73%	190
Employment	28,218	24,618	91	43	47%	80
Community care	7,527	6,045	1,047	922	88%	726
Education	7,102	6,547	375	260	69%	317
Miscellaneous	6,871	5,138	2,052	894	44%	7,602
Actions against the police etc.	4,709	4,182	1,710	1,090	64%	826
Clinical negligence	3,597	3,583	5,214	3,883	74%	4,171
Consumer	3,084	3,196	1,037	493	48%	806
Public law	2,463	1,773	1,941	1,434	74%	1,154
Personal injury	1,616	2,001	126	52	41%	1,218
Total non-family	606,808	589,812	32,970	24,818	75%	32,161
Total	893,812	844,932	183,026	145,286	79%	146,587
Total previous Year	807,459	735,436	172,420	137,963	80%	147,557

¹ Granted number of applications does not include any family mediation work (4,577) as these have already been stated in the CLS2 report

CLS6 – Licensed work: Level of help authorised
 Help with mediation taken out of scope

LSC

Category of law	Current Year			Previous year			% Change		
	Level of help authorised			Level of help authorised			Level of help authorised		
	Family / Investigative	Full	Total	Family / Investigative	Full	Total	Family / Investigative	Full	Total
Private law Children Act proceedings	34,602	16,509	51,111	25,899	17,269	43,168	34%	(4%)	18%
Special Children Act proceedings	-	28,757	28,757	-	27,949	27,949	0%	3%	3%
Domestic violence	188	18,127	18,315	130	16,351	16,481	45%	11%	11%
Financial provision	10,882	2,310	13,192	12,734	2,613	15,347	(15%)	(12%)	(14%)
Other public law Children Act proceedings	209	7,630	7,839	281	7,636	7,917	(26%)	(0%)	(1%)
Other family proceedings	162	986	1,148	189	932	1,121	(14%)	6%	2%
Combined family proceedings	64	37	101	45	31	76	42%	19%	33%
Help with Mediation	5	-	5	3,027	-	3,027	(100%)	0%	(100%)
Total family	46,112	74,356	120,468	42,305	72,781	115,086	9%	2%	5%
Housing	606	12,022	12,628	478	11,265	11,743	27%	7%	8%
Clinical negligence	3,513	370	3,883	3,476	392	3,868	1%	(6%)	0%
Immigration	15	2,270	2,285	20	1,727	1,747	(25%)	31%	31%
Public law	247	1,187	1,434	229	1,142	1,371	8%	4%	5%
Actions against the police etc.	612	478	1,090	561	454	1,015	9%	5%	7%
Community care	327	595	922	181	516	697	81%	15%	32%
Miscellaneous	146	748	894	154	796	950	(5%)	(6%)	(6%)
Consumer	135	358	493	114	338	452	18%	6%	9%
Debt	42	400	442	28	344	372	50%	16%	19%
Mental health	33	311	344	33	215	248	0%	45%	39%
Education	99	161	260	64	154	218	55%	5%	19%
Personal injury	18	34	52	7	86	93	157%	(60%)	(44%)
Welfare benefits	16	32	48	7	32	39	129%	0%	23%
Employment	7	36	43	12	52	64	(42%)	(31%)	(33%)
Total non-family	5,816	19,002	24,818	5,364	17,513	22,877	8%	9%	8%
Total	51,928	93,358	145,286	47,669	90,294	137,963	9%	3%	5%

CLS7 – Licensed work: Total case cost in family work 10

LSC

Average costs continue to increase, particularly in special children act

Family proceedings	Volume	Volume with counsel	Solicitors' profit costs (£'000)	Disburse - ments (£'000)	Counsel's fees (£'000)	Total Cost (£'000)	Average cost	% Change in average cost	Average duration (months) ¹
Special Children Act	22,229	9,483	138,762	42,043	52,673	233,479	£10,503	11%	23
Other public law Children Act	7,863	3,006	21,719	4,485	10,120	36,324	£4,620	3%	17
Total public law	30,092	12,489	160,481	46,528	62,794	269,802	£8,966	8%	22
Children Act only	41,415	15,294	83,432	17,488	23,397	124,317	£3,002	2%	17
Children Act with financial provision	3,678	2,167	14,080	1,709	4,176	19,965	£5,428	3%	36
Children Act with domestic violence	6,418	3,649	17,984	4,072	5,903	27,958	£4,356	3%	17
Children Act with both of the above	1,356	1,077	7,910	1,167	2,536	11,613	£8,564	10%	42
Children Act with other family matters	1,147	558	3,758	799	1,215	5,772	£5,032	2%	21
Children Act with multiple other matters	259	213	2,327	408	1,030	3,766	£14,539	36%	47
Financial provision only	13,782	5,842	25,698	3,141	6,254	35,092	£2,546	(1%)	28
Financial provision with domestic violence	1,571	1,030	4,448	680	1,171	6,299	£4,010	(3%)	28
Financial provision with other family matters	134	103	792	107	298	1,197	£8,934	34%	58
Financial provision with multiple other matters	16	13	115	19	26	159	£9,947	(0%)	74
Domestic violence only	11,332	4,077	10,517	3,049	2,275	15,841	£1,398	(7%)	10
Domestic violence with other family matters	28	20	97	20	52	169	£6,043	(14%)	37
Other family matters only	619	329	981	171	405	1,557	£2,515	(33%)	66
Help with Mediation only	2,579	11	1,143	44	14	1,202	£466	28%	21
Total private law	84,334	34,383	173,282	32,874	48,752	254,907	£3,023	2%	20
Total family costs	114,426	46,872	333,763	79,402	111,545	524,710	£ 4,586	4%	20

General note: This table includes 303 case's which have costs met by opponents, however only the costs met from public funds are included.

¹ Average claim durations are measured up to the date of processing of the case's final bill

CLS8 – Licensed work: Total case cost in non-family work

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LSC

Overall average costs increase but fluctuate widely amongst low volume categories

Non-family proceedings: Gross costs met from public funds	Volume	Volume with counsel	Solicitors' profit costs (£'000)	Disburse - ments (£'000)	Counsel's fees (£'000)	Total Cost (£'000)	Average cost	% Change in average cost	Average duration (months) ¹
Housing only	11,282	6,838	16,460	2,203	9,284	27,946	£2,477	1%	17
Housing with other matters	48	41	237	34	157	428	£8,908	15%	36
Clinical negligence only	2,595	791	8,932	6,667	1,799	17,398	£6,704	0%	34
Clinical negligence with other matters not included above	1	1	1	0	0	1	£1,484	(44%)	6
Immigration and nationality only	1,425	1,132	2,889	392	1,793	5,073	£3,560	26%	21
Consumer/general contract only	642	520	2,825	734	1,986	5,545	£8,637	45%	84
Consumer/contract with other matters not included above	7	7	53	18	61	131	£18,740	81%	136
Public law only	994	791	2,799	313	1,947	5,059	£5,090	(19%)	21
Public law with other matters not included above	6	5	57	8	38	103	£17,127	(87%)	17
Personal injury only	461	314	1,572	649	749	2,970	£6,442	19%	140
Personal injury with other matters not included above	9	5	45	15	33	93	£10,295	(67%)	136
Actions against the police etc. only	486	358	1,344	378	798	2,520	£5,185	(13%)	47
Actions against the police etc. with other matters not included above	2	2	0	0	1	2	£751	(90%)	160
Community care only	671	431	1,451	247	517	2,216	£3,302	(16%)	15
Debt only	402	281	880	128	605	1,614	£4,015	(4%)	34
Education only	289	222	727	258	476	1,461	£5,054	(17%)	27
Mental health only	184	133	537	87	331	956	£5,193	(14%)	16
Employment only	76	70	182	16	195	393	£5,166	(12%)	31
Welfare benefits only	42	29	54	3	69	127	£3,018	(5%)	13
Miscellaneous	7,459	2,616	28,040	6,142	6,442	40,625	£5,446	(3%)	22
Total costs met from public funds	27,081	14,587	69,086	18,292	27,282	114,659	£4,234	4%	25

¹ Average claim durations are measured up to the date of processing of the case's final bill

CLS9 – Licensed work: Total case costs at agreed rates

12

LSC

Overall average costs increase but fluctuate widely amongst low volume categories

Non-family proceedings : Costs agreed with and met by opponents	Number	Number with counsel	Solicitors' profit costs (£'000)	Disburse - ments (£'000)	Legal aid only costs (£'000)	Counsel's fees (£'000)	Total Cost (£'000)	Average cost	% Change in average cost	Average duration (months) ¹
Housing only	1,530	1,112	7,213	1,088	739	1,604	10,643	£6,956	2%	24
Housing with other matters	7	7	59	7	2	23	90	£12,892	(3%)	40
Personal injury only	743	558	10,651	2,874	353	2,312	16,190	£21,791	(32%)	115
Personal injury with other matters not included above	5	5	358	65	46	228	697	£139,372	62%	163
Public law only	154	151	1,609	222	380	1,108	3,319	£21,551	18%	25
Clinical negligence only	1,575	1,243	42,283	12,868	573	7,611	63,334	£40,212	(9%)	54
Actions against the police etc. only	338	283	4,712	638	87	1,221	6,658	£19,698	7%	36
Immigration and nationality only	303	246	1,194	116	147	830	2,287	£7,549	25%	28
Consumer/general contract only	157	129	1,759	302	122	691	2,874	£18,305	25%	47
Debt only	32	22	260	30	17	164	471	£14,721	44%	32
Community care only	55	53	390	30	53	108	582	£10,583	(49%)	21
Education only	28	28	253	44	38	112	446	£15,930	23%	32
Mental health only	6	4	26	1	1	9	36	£6,014	(16%)	13
Welfare benefits only	3	3	13	1	1	3	18	£6,025	44%	18
Employment only	4	4	43	3	4	22	73	£18,146	(37%)	24
Miscellaneous	143	131	2,746	614	195	814	4,369	£30,555	47%	63
Total costs agreed and met by opponents	5,083	3,979	73,568	18,904	2,757	16,859	112,088	£22,052	(8%)	50

¹ Average claim durations are measured up to the date of processing of the case's final bill

CLS10 – Licensed work: Outcomes on closed certificates

9% Overall increase in benefit to clients

LSC

Category of law	Stages reached and % with substantive benefits to client						Previous year				
	proceedings issued		No final hearing		Final hearing or appeal		Total number in sample	% Substantive benefit to client	Total number in sample	% Substantive benefit to client	% Change
	Volume	% Benefit	Volume	% Benefit	Volume	% Benefit					
Special Children Act proceedings	283	33%	2,747	44%	23,605	51%	26,635	50%	24,579	45%	13%
Other public law Children Act proceedings	320	21%	1,388	40%	5,789	57%	7,497	53%	7,947	47%	11%
Private law Children Act proceedings	2,348	23%	18,277	63%	19,416	70%	40,041	64%	40,850	58%	10%
Domestic violence	1,269	15%	6,627	70%	9,637	77%	17,533	70%	17,669	63%	11%
Financial provision	2,496	53%	7,296	83%	5,631	82%	15,423	78%	19,254	74%	5%
Combined family proceedings	4	25%	10	50%	17	59%	31	52%	49	69%	(26%)
Other family proceedings	152	25%	441	67%	352	66%	945	60%	1,164	41%	46%
Help with Mediation	1,313	64%	671	89%	204	71%	2,188	72%	4,086	66%	10%
Total family	8,185	38%	37,457	66%	64,651	64%	110,293	63%	115,598	58%	8%
Actions against the police etc.	320	26%	294	62%	148	65%	752	48%	750	43%	10%
Clinical negligence	2,175	17%	1,524	69%	294	71%	3,951	40%	4,640	37%	11%
Community care	507	54%	97	71%	65	65%	668	58%	526	51%	14%
Consumer	237	31%	213	65%	190	53%	603	50%	1,165	36%	41%
Debt	61	18%	148	62%	165	62%	351	54%	458	44%	22%
Education	219	39%	65	37%	34	29%	317	38%	418	34%	11%
Employment	14	21%	19	26%	32	34%	63	30%	93	28%	8%
Housing	2,682	42%	4,224	75%	4,980	66%	11,682	64%	11,338	61%	6%
Immigration and nationality	503	62%	842	49%	298	36%	1,619	51%	1,420	44%	16%
Mental health	92	29%	50	52%	44	57%	185	42%	181	31%	35%
Personal injury	382	48%	247	73%	522	81%	1,081	69%	2,274	48%	45%
Public law	569	37%	325	42%	215	53%	1,093	41%	1,081	41%	2%
Welfare benefits	28	64%	8	25%	4	0%	40	50%	49	55%	(9%)
Miscellaneous	457	22%	335	54%	440	52%	1,142	40%	2,189	31%	28%
Total non-family	8,246	35%	8,391	68%	7,431	64%	23,547	55%	26,582	48%	14%
Total	16,431	36%	45,848	67%	72,082	64%	133,840	62%	142,180	56%	9%

CL11 – Licensed work: Exceptional funding 14
10% Decrease in the number of applications

LSC

	Current year					Previous year				
	Refused by LSC ¹	Awaiting decision	Granted by LSC/MoJ	Refused by MoJ	Total Applications Received	Refused by LSC ¹	Awaiting decision	Granted by LSC/MoJ	Refused by MoJ	Total Applications Received
Inquest	45	8	7	0	60	56	3	12	0	71
In scope Inquest	25	11	60	0	96	20	0	80	1	101
Enquiries/Tribunals	29	2	16	1	48	27	1	26	1	55
Personal Injury	4	0	0	0	4	6	0	1	0	7
Director Disqualification	0	0	0	1	1	1	0	0	0	1
Other	17	3	1	0	21	16	3	2	0	21
Totals	120	24	84	2	230	126	7	121	2	256

	% Change				
	Refused by LSC ¹	Awaiting decision	Granted by LSC/MoJ	Refused by MoJ	Total Applications Received
Inquest	(20%)	167%	(42%)	N/A	(15%)
In scope Inquest	25%	N/A	(25%)	(100%)	(5%)
Enquiries/Tribunals	7%	100%	(38%)	0%	(13%)
Personal Injury	(33%)	N/A	(100%)	N/A	(43%)
Director Disqualification	(100%)	N/A	N/A	N/A	0%
Other	6%	0%	(50%)	N/A	0%
Totals	(5%)	243%	(31%)	0%	(10%)

This table shows the outcomes of exceptional funding applications, where clients have applied for funding for cases that are outside the normal scope of CLS funding.

¹ Includes cases abandoned or withdrawn.

CDS1 – Crime lower: Services provided to suspects who had not yet been charged

CDS direct now accounts for 71% of the volume of telephone advice

LSC

Type of service	Current year			Previous year			% Change		
	Number of cases	Total claimed/Paid ('£000)	Average cost per claim	Number of cases	Total claimed/Paid ('£000)	Average cost per claim	Number of cases	Total claimed/Paid ('£000)	Average cost per claim
Attendance	671,266	178,625	£266	584,107	159,025	£272	15%	12%	(2%)
Duty Solicitor standby ¹	N/A	394	N/A	N/A	8,268	N/A	N/A	(95%)	N/A
Attendance and duty Solicitor standby	671,266	179,019	£267	584,107	167,293	£286	15%	7%	(7%)
Telephone advice only	54,414	2,066	£38	92,022	3,780	£41	(41%)	(45%)	(8%)
CDS Direct telephone advice	134,141	3,221	£24	77,908	2,731	£35	72%	18%	(32%)
Total telephone advice	188,555	5,287	£28	169,930	6,511	£38	11%	(19%)	(27%)
Telephone advice and attendance admin costs (provided by First Assist)	N/A	6,492	N/A	N/A	4,820	N/A	N/A	35%	N/A
Attendance on immigration issues	226	64	£283	380	87	£228	(41%)	(26%)	24%
Warrants of further detention	689	164	£237	564	333	£590	22%	(51%)	(60%)
Free standing advice and assistance (not in Police station)	10,357	1,434	£138	12,379	1,585	£128	(16%)	(10%)	8%
Other police station work	11,272	1,661	£147	13,323	2,004	£150	(15%)	(17%)	(2%)
Total amount claimed	871,093	192,459	£221	767,360	180,628	£235	14%	7%	(6%)

¹ Duty solicitor standby has changed with fees now included in attendance, only legacy claims were submitted this year which accounts for the large drop in claim value

CDS2 – Crime lower: Services provided to defendants who had been charged

16

Average cost for representation decreases reflecting savings

LSC

Type of service	Current Year			Previous year			% Change		
	Number of cases	Total claimed ('£000)	Average cost per claim	Number of cases	Total claimed ('£000)	Average cost per claim	Number of cases	Total claimed ('£000)	Average cost per claim
Where a representation order is required									
Lower standard fees	403,488	132,249	£328	366,586	123,595	£337	10%	7%	(3%)
Higher standard fees	71,358	61,526	£862	76,019	66,588	£876	(6%)	(8%)	(2%)
Non-standard fees and exempt cases	25,708	48,809	£1,899	31,232	58,197	£1,863	(18%)	(16%)	2%
Second claims for deferred sentencing	643	188	£293	694	199	£287	(7%)	(5%)	2%
Total where a representation order is required	501,197	242,772	£484	474,531	248,579	£524	6%	(2%)	(8%)
Where no representation order is required or refused									
Post charge police station advice and assistance	4,473	382	£85	11,397	712	£62	(61%)	(46%)	37%
Refused means test form completion fee	1,798	84	£46	1,593	91	£57	13%	(8%)	(19%)
Early cover	3,136	272	£87	2,387	204	£86	31%	33%	1%
Preparation: Representation Order refused	3,931	233	£59	3,342	203	£61	18%	15%	(3%)
Advocacy assistance	1,167	600	£514	1,637	952	£581	(29%)	(37%)	(12%)
Appeals, reviews and other courts	2,278	2,432	£1,067	1,838	1,798	£978	24%	35%	9%
Civil assistance on criminal matters	683	204	£299	863	162	£187	(21%)	26%	60%
Firms claiming for File Review payments	915	2,578	£2,818	1,030	2,784	£2,703	(11%)	(7%)	4%
Total where no representation order is required or refused	18,381	6,784	£369	24,087	6,906	£287	(24%)	(2%)	29%
Court Duty Solicitor (sessions)	88,424	22,820	£258	83,253	20,987	£252	6%	9%	2%
Prison law	42,452	21,606	£509	32,193	15,992	£497	32%	35%	2%
Total amount claimed	650,454	293,982	£452	614,064	292,465	£476	6%	1%	(5%)

Application type	Current year			Previous year			% Change in		
	Applications	Granted	% Granted	Applications	Granted	% Granted	Applications ²	Granted	Grant rate
Self Employed	7,069	4,835	68%	8,950	6,198	69%	(21%)	(22%)	(1%)
Employed	48,495	36,249	75%	59,256	45,166	76%	(18%)	(20%)	(2%)
Unemployed	194,268	188,224	97%	204,203	198,543	97%	(5%)	(5%)	(0%)
Passported Benefit	184,825	169,371	92%	181,449	165,024	91%	2%	3%	1%
Under 18	101,425	99,911	99%	99,205	97,686	98%	2%	2%	0%
Early indication of proceeding to Crown Court ¹	60,560	60,345	100%	17,740	17,676	100%	241%	241%	0%
Other ³	5,019	4,325	86%	2,233	1,767	79%	125%	145%	9%
Total	601,661	563,260	94%	573,036	532,060	93%	5%	6%	1%

¹ Measuring applications of this type was only introduced at the end of the previous year, therefore this is the first full year and accounts for the large increase in volume, previously these would have been distributed amongst the other application types.

² Application volumes are highly dependant on the number of working days available within the year, this year had substantially more working days than previous years

³ Application types of "Other" occur where the application result is known but the categorisation of the application type is currently unclear, over time these will move to the categories above as they are revisited

CDS4 – Crime higher: Legal aid schemes
Litigator fee scheme volume increase

18

LSC

Crown court schemes	Current year			Previous year			% Change		
	Value (£'000)	Volume of claims	Average claim cost	Value (£'000)	Volume of claims	Average claim cost	Value (£'000)	Volume of claims	Average claim cost
Litigator graduated fee ¹	78,383	77,524	1,011	35	158	222	>100%	>100%	>100%
Advocate graduated fee ²	274,564	155,895	1,761	234,136	212,862	1,100	17%	(27%)	60%
Complex crime unit	112,094	5,920	18,935	124,566	6,050	20,589	(10%)	(2%)	(8%)
Court of appeal and supreme court	10,879	7,142	1,523	11,964	7,363	1,625	(9%)	(3%)	(6%)
Income from recovering defence cost orders	(686)	N/A	N/A	(1,131)	N/A	N/A	(39%)	N/A	N/A
Legacy ³	224,210	65,855	3,405	322,688	115,045	2,805	(31%)	(43%)	21%
Total	699,444	312,336	2,239	692,257	341,478	2,027	1%	(9%)	10%

¹ This is the first full year in which the Litigator graduated fee scheme has been active, it was introduced in January 2008

² The advocate graduated fee scheme changed in April 2007, claims for hearings are now paid to instructed counsel only resulting in reduced claim volumes


³ Volumes in legacy schemes continue to decline, leaving only the larger more expensive case's to be claimed

LSC

	Current year				Previous year			
	Merits	Means	Merits & means	Total	Merits	Means	Merits & means	Total
Number received	1,145	1,178	136	2,459	1,468	1,591	204	3,263
(As % of total)	47%	48%	6%	-	45%	49%	6%	-
Outcome of investigation into representations								
No change	1,012	847	96	1,955	846	532	99	1,477
Application refused	14	7	2	23	7	19	4	30
Certificate amended	8	35	2	45	15	36	6	57
Certificate discharged	189	140	15	344	263	164	24	451
Certificate revoked	18	260	32	310	35	392	29	456
Total representations closed out	1,241	1,289	147	2,677	1,166	1,143	162	2,471

When we grant public funding to an individual, their opponents or other third parties may make representations against the grant or continuation of funding. Representations may be made concerning the legal merits of the case, the financial means of the applicant, or both. Table LSC1 gives detailed figures about our handling of representations during 2008/09.

Please note the total representations closed out can be greater than those received as they include representations received from the previous year



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