

2010 Standard Civil Contract - Specification

Civil and Family Mediation Specifications

Payment Annex 2010

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This Payment Annex forms part of the Civil and Family Mediation Specifications of the 2010 Standard Civil Contract Unified Contract. It applies from 1 October 2010, subject to the commencement and transitional provisions contained in the main provisions of the Specifications.

All fees in this Payment Annex are exclusive of VAT. See the General and Category Specific provisions of the Specifications for all remuneration rules, including any enhancement provisions.

Civil Standard Fees

1 Legal Help and Help at Court

Note: Fees for these services in the Family, Immigration and Mental Health Categories are set out in section 2, 3, 4 and 5 of this Payment Annex. The fees below for Housing do not apply for the Housing Possession Court Duty Scheme – see Section 6.

| Category | Schedule Authorisation | | Tolerance | |
|----------------------------|------------------------|-----------------------|--------------|-----------------------|
| | Standard Fee | Exceptional Threshold | Standard Fee | Exceptional Threshold |
| Actions Against the Police | £266 | £798 | £154 | £462 |
| Clinical Negligence | £217 | £651 | - | - |
| Community Care | £296 | £888 | £179 | £537 |
| Consumer General Contract | £177 | £531 | £149 | £447 |
| Debt | £200 | £600 | £123 | £369 |
| Education | £302 | £906 | £152 | £456 |
| Employment | £230 | £690 | £150 | £450 |
| Housing | £174 | £522 | £138 | £414 |
| Miscellaneous | £88 | £264 | - | - |
| Personal Injury | £226 | £678 | £154 | £462 |
| Public Law | £288 | £864 | £207 | £621 |
| Welfare Benefits | £167 | £501 | £136 | £408 |

2 Family Public Law

Table 2 (a): Legal Help

| |
|-----------------|
| National |
| £147 |

Table 2 (b): Family Help (Lower) – s31 Care Proceedings Only

| |
|-----------------|
| National |
| £405 |

Table 2 (c): Legal Representation – s31 Care Proceedings Only

| Party | Court | No. of Clients | Midlands | North | London and South | Wales |
|--------------|--------------|-----------------------|-----------------|--------------|-------------------------|--------------|
| Child | Other | 1 | £2,165 | £1,775 | £2,485 | £2,426 |
| Child | Other | 2+ | £3,247 | £2,662 | £3,728 | £3,639 |
| Child | High Court | 1 | £2,879 | £2,361 | £3,305 | £3,226 |
| Child | High Court | 2+ | £4,319 | £3,542 | £4,957 | £4,838 |
| Joined Party | Other | | £1,148 | £887 | £1,334 | £1,445 |
| Joined Party | High Court | | £1,527 | £1,180 | £1,774 | £1,922 |
| Parent | Other | 1 | £2,840 | £2,359 | £3,230 | £2,925 |
| Parent | Other | 2 | £3,551 | £2,948 | £4,037 | £3,657 |
| Parent | High Court | 1 | £3,777 | £3,137 | £4,296 | £3,891 |
| Parent | High Court | 2 | £4,721 | £3,922 | £5,369 | £4,864 |

3 Family Private Law

Table 3 (a): Legal Help

| |
|-----------------|
| National |
| £96 |

Table 3 (b): Legal Help – Divorce Petition Only

| |
|-----------------|
| National |
| £162 |

Table 3 (c): Family Help (Lower) – Children

| | Fee | Settlement Fee |
|-------------------|------------|-----------------------|
| London | £256 | £153 |
| Non-London | £221 | £132 |

Table 3 (d): Family Help (Lower) - Finance

| | Fee | Settlement Fee |
|-------------------|------------|-----------------------|
| London | £268 | £161 |
| Non-London | £231 | £139 |

Table 3 (e): Higher Standard Fee Schemes – Children

| Region | Court | Family Help (Higher) Standard Fee | Legal Representation Standard Fee |
|-------------------|--------------|--|--|
| London | Other | £471 | £335 |
| | High Court | £565 | £402 |
| Non-London | Other | £392 | £279 |
| | High Court | £471 | £335 |

Table 3 (f): Higher Standard Fee Schemes - Finance

| Region | Court | Family Help (Higher) Standard Fee | Family Help (Higher) Settlement Fee | Legal Representation Standard Fee |
|-------------------|--------------|--|--|--|
| London | Other | £523 | £105 | £416 |
| | High Court | £628 | £125 | £499 |
| Non-London | Other | £436 | £87 | £346 |
| | High Court | £523 | £105 | £416 |

Table 3 (g): Higher Standard Fee Schemes – Domestic Abuse Proceedings

| Region | Court | Legal Representation Standard Fee |
|-------------------|--------------|--|
| London | Other | £675 |
| | High Court | £810 |
| Non-London | Other | £563 |
| | High Court | £675 |

4 Immigration

Table 4 (a): Immigration Standard Fees

| | Stage 1 (Legal Help) | Stage 2a (CLR) | Stage 2b (CLR) |
|------------------------|-------------------------|-------------------|-------------------|
| Asylum | £459 | £252 | £630 |
| Immigration Non-Asylum | £260 | £252 | £504 |

Table 4 (b): Additional payment – Home Office Interview

| | |
|---|------|
| Representation at Home Office Interview | £296 |
|---|------|

Table 4 (c): Additional payments – Advocacy Services

| | |
|--|------------------------------|
| Oral Case Management Review Hearing | £184 |
| Telephone Case Management Review Hearing | £100 |
| Substantive Hearing in the IAT | Asylum £336 Immigration £263 |
| Additional Day Substantive Hearing | £179 |

Table 4 (d): Immigration Removal Centres Standard Fees (Exclusive Schedule holders only)

| | |
|--|--------|
| On Site Surgery – advising 5 or more Clients | £400 |
| On Site Surgery – advising 4 Clients or less | £200 |
| Fast Track Standby Payment | £37.80 |

5 Mental Health

Table 5 (a): Basic Fees

| Basic Fees | Value |
|-------------------|--------------|
| Non-MHRT | £281 |
| Level 1 (MHRT) | £143 |
| Level 2 (MHRT) | £357 |
| Level 3 (MHRT) | £327 |

Table 5 (b): Additional Fees

| Additional Fees | Value |
|--|--------------|
| Adjourned Hearing Fee | £130 |
| Remote travel payment: Level 1 (MHRT) | £77 |
| Remote travel payment: Non-MHRT Level 2 (MHRT) Level 3 (MHRT) | £153 |

6 Housing Possession Court Duty Scheme

Table 6: Standard Fee

| | |
|--------------------|--------|
| London | £84.00 |
| Non- London | £79.50 |

Hourly Rates – Controlled Work

7 Legal Help, Help at Court and Family Help (Lower)

Table 7 (a): Immigration Exceptional Cases, Mental Health, Actions Against the Police Etc, Public law, Education and Community Care

| Activity | London Rate | Non-London Rate |
|---|--------------------|------------------------|
| Preparation, attendance and advocacy | £58.50 per hour | £53.60 per hour |
| Travel & Waiting time | £30.90 per hour | £30.00 per hour |
| Routine letters out and telephone calls | £4.50 per item | £4.20 per item |

Table 7 (b): Family and Housing (except as in 7(c), below), and Employment

| Activity | London Rate | Non-London Rate |
|---|--------------------|------------------------|
| Preparation, attendance and advocacy | £54.15 per hour | £51.05 per hour |
| Travel & Waiting time | £28.60 per hour | £28.60 per hour |
| Routine letters out and telephone calls | £4.20 per item | £4.05 per item |

Table 7 (c) : Legal Help or Help at Court provided in relation to a review under section 202 of the Housing Act 1996 and to a defendant to a possession claim in the County Court; Family Help (Lower) and related Legal Help in relation to s31 Care Proceedings.

| Activity | London Rates | Non-London Rates |
|---|---------------------|-------------------------|
| Preparation, attendance and advocacy | £62.40 per hour | £58.40 per hour |
| Travel and Waiting time | £30.90 per hour | £30.05 per hour |
| Routine letters out and telephone calls | £4.50 per item | £4.20 per item |

Table 7 (d): Immigration Hourly Rates Cases

| Activity | London Rate | Non-London Rate |
|---|--------------------|------------------------|
| Preparation, attendance and advocacy | £57.35 per hour | £52.55 per hour |
| Travel & Waiting time | £30.30 per hour | £29.45 per hour |
| Routine letters out and telephone calls | £4.40 per item | £4.10 per item |

Table 7 (e): All other categories and all tolerance work

| Activity | London Rate | Non-London Rate |
|---|--------------------|------------------------|
| Preparation, attendance and advocacy | £51.70 per hour | £48.75 per hour |
| Travel & Waiting time | £27.35 per hour | £27.35 per hour |
| Routine letters out and telephone calls | £4.00 per item | £3.85 per item |

8 Controlled Legal Representation

Table 8 (a): Immigration – Exceptional Cases

| Activity | London Rate | Non-London Rate |
|---|--------------------|------------------------|
| Preparation and attendance | £64.25 per hour | £60.10 per hour |
| Travel and Waiting time | £31.80 per hour | £30.90 per hour |
| Routine letters out and telephone calls | £4.60 per item | £4.30 per item |
| Advocacy | £73.10 per hour | £73.10 per hour |

Table 8 (b): Immigration – Upper Tribunal Cases where Permission Granted to Client (non Fast Track)

| Activity | London Rate | Non-London Rate |
|---|--------------------|------------------------|
| Preparation and attendance | £82.62 per hour | £77.29 per hour |
| Travel and Waiting time | £40.91 per hour | £39.76 per hour |
| Routine letters out and telephone calls | £5.94 per item | £5.54 per item |
| Advocacy | £93.96 per hour | £93.96 per hour |

Table 8 (c): Immigration – Other Hourly Rates Cases

| Activity | London Rate | Non-London Rate |
|---|--------------------|------------------------|
| Preparation and attendance | £61.20 per hour | £57.25 per hour |
| Travel and Waiting time | £30.30 per hour | £29.45 per hour |
| Routine letters out and telephone calls | £4.40 per item | £4.10 per item |
| Advocacy | £69.60 per hour | £69.60 per hour |

Table 8 (d): Representation at Mental Health Tribunal

| Activity | London Rate | Non-London Rate |
|---------------------------------|--------------------|------------------------|
| Preparation and Attendance | £64.25 per hour | £60.10 per hour |
| Travel and waiting time | £31.80 per hour | £30.90 per hour |
| Letters and telephone calls | £4.60 per item | £4.30 per item |
| Advocacy | £73.10 per hour | £73.10 per hour |
| Attending tribunal with counsel | £34.20 per hour | £34.20 per hour |

Hourly Rates – Licensed Work

9 Family Prescribed Rates

Table 9 (a): Care Proceedings

| Activity | Higher Courts | County Court and Family Proceedings Court |
|---|---|---|
| Writing routine letters | £ 4.70 per item | £ 4.10 per item |
| Receiving routine letters | £ 2.35 per item | £ 2.05 per item |
| Routine telephone calls | £ 4.70 per item | £ 4.10 per item |
| Preparation and attendance | £77.85 per hour (London Rate) £ 73.15 per hour (Non-London Rate) | £68.20 per hour (London Rate) £ 64.90 per hour (Non-London Rate) |
| Attending at court or conference with counsel | £ 41.25 per hour | £ 36.30 per hour |
| Advocacy | £77.85 per hour (London Rate) £ 73.15 per hour (Non-London Rate) | £ 71.50 per hour |
| Travelling and waiting time | £ 35.75 per hour | £ 32.45 per hour. |

Table 9 (b): Other Family Proceedings

| Activity | Higher Courts | County Court and Family Proceedings Court |
|--|--|---|
| Routine letters out | £ 7.05 per item | £ 6.00 per item |
| Receiving routine letters | £ 3.50 per item | £ 3.00 per item |
| Routine telephone calls | £ 7.05 per item | £ 6.00 per item |
| Preparation and attendance | £78.40 per hour (London Rate) £73.05 per hour (non London Rate) | £66.00 per hour (London Rate) £61.00 per hour (Non London Rate) |
| Attending court or conference with counsel | £41.25 per hour | £36.00 per hour |
| Advocacy | £78.40 per hour (London Rate) £73.05 per hour (Non-London Rate) | £66.00 per hour (London Rate) £63.00 per hour (Non-London Rate) |
| Travelling and waiting time | £ 35.75 per hour | £ 32.00 per hour (London Rate) £31.00 per hour (Non-London Rate) |

10 Non-Family Prescribed Rates

Table 10 (a): Higher Courts, County Courts and Magistrates' Courts for work carried out with Schedule Authorisation

| Activity | Higher Courts | County Court and Magistrates' Court |
|--|--|--|
| Routine letters out | £7.50 per item | £6.60 per item |
| Routine telephone calls | £4.15 per item | £3.65 per item |
| Preparation and attendance | £79.50 per hour (London Rate) £75.00 per hour (Non-London Rate) | £70.00 per hour (London Rate) £66.00 per hour (Non-London Rate) |
| Attending court or conference with counsel | £37.00 per hour | £32.50 per hour |
| Advocacy | £75.00 per hour | £66.00 per hour |
| Traveling and waiting time | £33.25 per hour | £29.20 per hour |

Table 10 (b): High Court, County Court and Magistrates' Court for work not carried out without Schedule Authorisation

| Activity | Higher Courts | County Court and Magistrates' Court |
|--|--|--|
| Routine letters out | £7.40 per item | £6.50 per item |
| Routine telephone calls | £4.10 per item | £3.60 per item |
| Preparation and attendance | £78.50 per hour (London Rate) £74.00 per hour (Non-London Rate) | £69.00 per hour (London Rate) £65.00 per hour (Non-London Rate) |
| Attending court or conference with counsel | £36.40 per hour | £32.00 per hour |
| Advocacy | £74.00 per hour | £65.00 per hour |
| Traveling and waiting time | £32.70 per hour | £28.75 per hour |

Table 10 (c): First-tier Tribunal

| Activity | London Rate | Non-London Rate |
|---|--------------------|------------------------|
| Preparation and attendance | £61.20 per hour | £57.25 per hour |
| Routine letters out and telephone calls | £4.40 per item | £4.10 per item |
| Advocacy | £69.60 per hour | £69.60 per hour |
| Attending tribunal or conference with counsel | £32.55 per hour | £32.55 per hour |
| Travelling and waiting time | £30.30 per hour | £29.45 per hour |

Family Advocacy Scheme

11 Public Law Advocacy Fees

Table 11 (a) s31 Care Proceedings Graduated Fees

| Court | Hearing Unit 1 (up to 1 hour) | Hearing Unit 2 (up to 2.5 hrs) | Conference fee | Opinion fee | Advocates' meeting fee | Final hearing fee (per day) |
|-------------------------|--|---|---------------------------|------------------------|---------------------------------------|--|
| FPC | £96.35 | £240.90 | £141.90 | £117.40 | £142.40 | £562.50 |
| County Court | £106.00 | £264.95 | £141.90 | £117.40 | £156.65 | £618.75 |
| High Court | £127.20 | £317.95 | £141.90 | £117.40 | £188.00 | £742.50 |

Table 11 (b) Other Public Law Graduated Fees

| Court | Hearing Unit 1 (up to 1 hr) | Hearing Unit 2 (up to 2.5hrs) | Conference Fee | Opinion fee | Advocates' meeting fee | Final hearing fee (per day) |
|-------------------------|--|--|---------------------------|------------------------|---------------------------------------|--|
| FPC | £84.25 | £210.65 | £141.90 | £117.40 | £142.40 | £515.90 |
| County Court | £92.65 | £231.70 | £141.90 | £117.40 | £156.65 | £567.50 |
| High Court | £111.20 | £278.00 | £141.90 | £117.40 | £188.00 | £681.00 |

Table 11 (c): Public Law Bolt-on Fees

| Bolt-on Fee | Payable for | Fee Payable |
|------------------------------------|--|-------------------------|
| Client – Allegations of Harm | Hearings | 25% of Hearing Unit Fee |
| Client – Lack of Understanding etc | Hearings | 25% of Hearing Unit Fee |
| Expert’s Cross Examination | Hearings | 25% of Hearing Unit Fee |
| Court Bundle Payments | Hearings | See Table 11(d) below |
| Exceptional Travel Fee | Hearings, Advocates’ Meetings and Conferences | £35.60 |

Table 11(d): Public Law Court Bundle Payments

| | CB1 (350-700 pages) | CB2 (701-1,400 pages) | CB3 (Over 1,400 pages) |
|-----------------|----------------------------|------------------------------|-------------------------------|
| Interim hearing | £ 66.00 | £ 99.00 | |
| Final hearing | £177.00 | £266.00 | £354.00 |

12 Private Law Advocacy Fees

Table 12 (a): Private Law Children Graduated Fees

| Court | Hearing Unit 1 (up to 1 hour) | Hearing Unit 2 (up to 2.5 hours) | Conference fee | Opinion fee | Final hearing fee (per day) |
|---------------------|-------------------------------|----------------------------------|----------------|-------------|-----------------------------|
| FPC | £69.65 | £174.15 | £139.30 | £104.50 | £441.15 |
| County Court | £76.60 | £191.55 | £139.30 | £104.50 | £485.25 |
| High Court | £91.95 | £229.85 | £139.30 | £104.50 | £582.30 |

Table 12(b): Domestic Abuse Graduated Fees

| Court | Hearing Unit 1 (up to 1 hour) | Hearing Unit (up to 2.5 hours) | Final hearing fee (per day) |
|---------------------|-------------------------------|--------------------------------|-----------------------------|
| FPC | £90.55 | £226.40 | £401.30 |
| County Court | £90.55 | £226.40 | £401.30 |
| High Court | £90.55 | £226.40 | £401.30 |

Table 12(c): Private Law Finance Graduated Fees

| Court | Hearing Unit 1 (up to 1 hour) | Hearing Unit 2 (up to 2.5 hours) | FDR Hearing Unit 1 | FDR Hearing Unit 2 | Early Resolution Fee |
|---------------------|-------------------------------|----------------------------------|--------------------|--------------------|----------------------|
| County Court | £70.20 | £175.50 | £112.30 | £280.80 | £140.40 |
| High Court | £84.25 | £210.60 | £134.80 | £336.95 | £168.50 |

| Court | Conference Fee | Opinion fee | Final hearing fee (per day) |
|---------------------|-----------------------|--------------------|------------------------------------|
| County Court | £140.40 | £105.30 | £493.00 |
| High Court | £140.40 | £105.30 | £591.60 |

Table 12 (d): Private Law Bolt-on Fees

| Bolt-on Fee | Payable for | Fee Payable |
|------------------------------|--|-------------------------|
| Client – Allegations of Harm | Private Law Children Hearings | 25% of Hearing Unit Fee |
| Expert’s Cross Examination | Private law Children Hearings | 20% of Hearing Unit Fee |
| Early Resolution Fee | Private Law Finance Hearings | See Table 12(c) above |
| Court Bundle Payments | Private Law Children or Finance Hearings | See Table 12(e) below |
| Exceptional Travel Fee | Hearings and Conferences | £35.60 |

Table 12(e): Private Law Court Bundle Payments

| | CB1 (350-700 pages) | CB2 (701-1,400 pages) | CB3 (Over 1,400 pages) |
|-----------------|----------------------------|------------------------------|-------------------------------|
| Interim hearing | £ 66.00 | £ 99.00 | |
| Final hearing | £177.00 | £266.00 | £354.00 |

Family Mediation

13 Family Mediation Fees

Table 13 (a): Willingness Test

| Activity | |
|------------------|-----|
| Willingness Test | £25 |

Table 13 (b): Assessment Meetings

| Activity | |
|---------------------|------|
| Assessment alone | £87 |
| Assessment separate | £87 |
| Assessment together | £130 |

Table 13 (c): Mediation Fees

| Category of Work | Single Session | Multi Session | Agreed Proposal |
|-------------------------|-----------------------|----------------------|------------------------|
| AIM Sole | £168 | £756 | £252 |
| AIM Co | £230 | £1064 | £252 |
| PF Sole | £168 | £588 | £189 |
| PF Co | £230 | £834 | £189 |
| Child Sole | £168 | £462 | £126 |
| Child Co | £230 | £647 | £126 |