

3. Civil legal assistance

Appendix notes

1. Figures for grants and refusals of applications do not necessarily equal numbers of applications received, since decisions on applications received towards the end of one year may not be reached until the following year. In addition applications can be abandoned before enough information has been provided for SLAB to take a decision. In such cases applications will neither be granted nor refused.
2. Contributions calculated are the theoretical maximum sum that assisted persons undertake to pay. The actual liability is calculated on a case-by-case basis.
3. Unless otherwise stated, the figures for accounts paid include VAT and were prepared on a cash basis.
4. In tables showing accounts paid, unless otherwise stated, outlays include all payments other than fees paid to solicitors and advocates - for example, for expert witnesses.

3.1 Intimations of civil advice and assistance

Subject group	Subject matter	2014-2015	2013-2014
Family	Aliment/Child Support Agency	317	398
	Children (Scotland) Act	0	912
	Contact/parentage	12,865	13,770
	Divorce	4,280	4,731
	Property/monetary	207	258
	Protective order	2,862	3,269
	Residence	2,460	2,743
	Separation	2,824	3,412
	Family/matrimonial - other	2,578	2,433
Total civil advice and assistance - family		28,393	31,926
Non-family	Adults with incapacity	2,113	1,909
	Antisocial Behaviour Orders (ASBO)	207	250
	Appeals	169	170
	Breach of contract	288	357
	Complaints against professional bodies	559	487
	Conveyancing	37	48
	Criminal Injuries Compensation Authority	596	725
	Discrimination	54	44
	Employment	1,111	1,554
	Fatal accident inquiries	36	30
	Hire purchase/debt	2,633	3,259
	Housing	3,286	3,901
	Human rights	95	84
	Immigration and asylum	7,565	7,507
	Judicial review	938	1,333
	Medical negligence	698	839
	Mental health	127	169
	Power of attorney	1,386	1,252
	Recovery of heritable property	2,584	2,918
	Reparation	2,335	3,074
State benefit	4,835	6,296	
Wills/executry	1,463	1,628	
Other	2,372	2,583	
Total civil advice and assistance - non-family		35,487	40,417
Total civil advice and assistance		63,880	72,343

3.2 Intimations of civil ABWOR

Subject matter	2014-2015	2013-2014
Bankruptcy/petition by debtor	4	7
Employment tribunals	1	1
Immigration and asylum	2,443	2,259
Mental health	2,942	2,820
Sequestration	0	1
Other	15	13
Total	5,405	5,101

3.3 Disposal of applications under regulation 16(3) (hardship provisions) of the Advice and Assistance (Scotland) Regulations 1996

Type	Applications		Total payments £000
	Received	Granted	
Client claimed	166	48	33
Solicitor claimed	214	177	115
2014-2015	380	225	148
2013-2014	545	289	233

3.4 Civil legal aid applications

Subject group	Subject matter	Sheriff court		Court of Session		Other courts		Total	
		2014-2015	2013-2014	2014-2015	2013-2014	2014-2015	2013-2014	2014-2015	2013-2014
Family	Contact/parentage	4,541	5,001	35	30	0	0	4,576	5,031
	Divorce/separation	2,566	2,880	9	4	0	0	2,575	2,884
	Property/monetary	490	542	7	3	0	0	497	545
	Protective order	544	701	10	10	0	0	554	711
	Residence	1,657	1,953	3	7	0	0	1,660	1,960
	Family/matrimonial - other	941	1,022	61	46	0	0	1,002	1,068
Total civil legal aid applications - family		10,739	12,099	125	100	0	0	10,864	12,199
Non-family	Adults with incapacity	3,777	3,137	0	0	0	0	3,777	3,137
	Appeals	114	156	90	126	22	28	226	310
	Breach of contract	36	66	2	1	0	0	38	67
	Debt	284	306	9	13	0	0	293	319
	Discrimination	10	3	2	0	0	0	12	3
	Fatal accident inquiries	14	18	0	0	0	0	14	18
	Housing/recovery of heritable property	1,673	1,838	12	22	0	0	1,685	1,860
	Immigration and asylum	0	0	426	327	1	0	427	327
	Judicial review	0	0	142	213	1	1	143	214
	Medical negligence	65	99	87	101	0	0	152	200
	Reparation	438	509	64	82	0	0	502	591
	Other	613	793	101	129	6	3	720	925
Total civil legal aid applications - non-family		7,024	6,925	935	1,014	30	32	7,989	7,971
Total civil legal aid applications		17,763	19,024	1,060	1,114	30	32	18,853	20,170

3.5 Civil legal aid grants

Subject group	Subject matter	Sheriff court		Court of Session		Other courts		Total	
		2014-2015	2013-2014	2014-2015	2013-2014	2014-2015	2013-2014	2014-2015	2013-2014
Family	Contact/parentage	3,023	3,337	20	8	0	0	3,043	3,345
	Divorce/separation	1,925	2,237	4	3	0	0	1,929	2,240
	Property/monetary	292	320	2	1	0	0	294	321
	Protective order	326	404	2	3	0	0	328	407
	Residence	1,188	1,357	2	3	0	0	1,190	1,360
	Family/matrimonial - other	611	663	43	34	0	0	654	697
Total civil legal aid grants - family		7,365	8,318	73	52	0	0	7,438	8,370
Non-family	Adults with incapacity	3,587	3,024	0	0	0	0	3,587	3,024
	Appeals	46	39	55	82	7	10	108	131
	Breach of contract	15	28	0	3	0	0	15	31
	Debt	115	94	7	5	0	0	122	99
	Discrimination	1	3	0	0	0	0	1	3
	Fatal accident inquiries	12	12	0	0	0	0	12	12
	Housing/recovery of heritable property	783	805	4	2	0	0	787	807
	Immigration and asylum	0	1	277	197	0	0	277	198
	Judicial review	0	0	65	75	0	0	65	75
	Medical negligence	33	43	53	51	0	0	86	94
	Reparation	156	194	31	41	0	0	187	235
	Other	239	264	51	63	2	3	292	330
Total civil legal aid grants - non-family		4,987	4,507	543	519	9	13	5,539	5,039
Total civil legal aid grants		12,352	12,825	616	571	9	13	12,977	13,409

3.6 Contributions payable at the grant of civil legal aid application

Subject group	Subject matter	Grants with no contribution		Grants with contribution		Contribution payable	
		2014-2015	2013-2014	2014-2015	2013-2014	Mean value	Median value
Family	Contact/parentage	2,165	2,380	878	965	£ 2,525	£ 1,947
	Divorce/separation	1,086	1,297	843	943	£ 2,520	£ 1,963
	Property/monetary	166	176	128	145	£ 2,797	£ 1,945
	Protective order	262	307	66	100	£ 2,072	£ 1,500
	Residence	915	1,063	275	297	£ 2,484	£ 1,828
	Family/matrimonial - other	455	496	199	201	£ 2,137	£ 1,730
	Total civil legal aid grants - family	5,049	5,719	2,389	2,651	£ 2,489	£ 1,913
Non-family	Adults with incapacity	3,583	3,021	4	3	£ 1,301	£ 1,113
	Appeals	95	115	13	16	£ 2,136	£ 1,424
	Breach of contract	8	17	7	14	£ 3,205	£ 2,060
	Debt	73	56	49	43	£ 2,677	£ 1,822
	Discrimination	1	3	0	0	£ -	£ -
	Fatal accident inquiries	8	10	4	2	£ 2,154	£ 1,186
	Housing/recovery of heritable property	670	679	117	128	£ 2,694	£ 2,127
	Immigration and asylum	237	175	40	23	£ 6,066	£ 1,099
	Judicial review	57	66	8	9	£ 2,149	£ 1,100
	Medical negligence	50	66	36	28	£ 2,428	£ 1,849
	Reparation	118	155	69	80	£ 2,440	£ 1,571
	Other	216	242	76	88	£ 2,287	£ 1,841
	Total civil legal aid grants - non-family	5,116	4,605	423	434	£ 2,837	£ 1,738
Total civil legal aid grants	10,165	10,324	2,812	3,085	£ 2,541	£ 1,889	

Note

1. This table shows the maximum contributions payable at the grant of the civil legal aid application. The effect of post-certificate means assessments is not shown.

3.7 Analysis of contributions payable by assisted person

Subject group	Subject matter	£0	£1 - £500	£501 - £1,000	£1,001 - £1,500	£1,501 - £2,000	£2,001 - £3,000	£3,001 - £4,000	£4,001 - £5,000	OVER £5,000	Total
Family	Contact/parentage	2,165	74	103	123	152	199	96	38	93	3,043
	Divorce/separation	1,086	72	103	114	149	178	96	67	64	1,929
	Property/monetary	166	15	12	20	19	23	18	3	18	294
	Protective order	262	12	7	14	9	11	5	1	7	328
	Residence	915	34	32	48	36	51	31	20	23	1,190
	Family/matrimonial - other	455	31	28	27	29	45	19	9	11	654
Total civil legal aid grants - family		5,049	238	285	346	394	507	265	138	216	7,438
Non-family	Adults with incapacity	3,583	0	2	1	0	1	0	0	0	3,587
	Appeals	95	2	4	1	2	1	1	1	1	108
	Breach of contract	8	1	0	1	1	2	1	0	1	15
	Debt	73	4	9	7	8	7	6	4	4	122
	Discrimination	1	0	0	0	0	0	0	0	0	1
	Fatal accident inquiries	8	1	1	0	1	0	0	0	1	12
	Housing/recovery of heritable property	670	11	13	15	14	28	12	11	13	787
	Immigration and asylum	237	10	6	8	6	1	2	1	6	277
	Judicial review	57	1	2	3	1	0	0	0	1	65
	Medical negligence	50	2	6	4	8	7	3	1	5	86
	Reparation	118	11	9	12	10	9	5	5	8	187
	Other	216	6	10	16	10	16	7	4	7	292
Total civil legal aid grants - non-family		5,116	49	62	68	61	72	37	27	47	5,539
2014-2015 (Volumes)		10,165	287	347	414	455	579	302	165	263	12,977
2014-2015 (Percentages)		78.3%	2.2%	2.7%	3.2%	3.5%	4.5%	2.3%	1.3%	2.0%	100.0%
2013-2014 (Volumes)		10,324	352	427	480	475	616	312	149	274	13,409
2013-2014 (Percentages)		77.0%	2.6%	3.2%	3.6%	3.5%	4.6%	2.3%	1.1%	2.0%	100.0%
Of those contributions, the breakdown between capital and income was as follows:											
Capital contributions		12,920	6	3	4	10	14	5	6	9	12,977
Income contributions		10,169	291	353	421	461	578	302	161	241	12,977

Notes

- Included in the table are 51 cases, where both a capital and an income contribution are payable.
- The breakdown of capital and income contributions bands may be lower than the combined volume band because the combined value may place any of the 51 cases in a higher band.

3.8 Intimations of steps taken under regulation 18(1)(a) and certificates granted under regulation 18(1)(b) of the Civil Legal Aid (Scotland) Regulations 2002 (legal aid in matters of special urgency)

Type	2014-2015	2013-2014
Intimations under regulation 18(1)(a)	7,399	8,300
Certifications under regulation 18(1)(b)	2,428	3,212
Total	9,827	11,512

3.9 Analysis of full applications where legal aid was refused or abandoned at first instance

Subject group	Subject matter	Refused on merits		Refused on means		Refused on both		Abandoned		Total	
		2014-2015	2013-2014	2014-2015	2013-2014	2014-2015	2013-2014	2014-2015	2013-2014	2014-2015	2013-2014
Family	Contact/parentage	2,038	2,055	19	11	5	8	285	325	2,347	2,399
	Divorce/separation	405	528	32	30	6	9	236	295	679	862
	Property/monetary	183	232	6	13	4	8	33	26	226	279
	Protective order	177	226	5	3	1	1	62	51	245	281
	Residence	470	612	17	7	2	0	137	185	626	804
	Family/matrimonial - other	385	412	9	5	0	4	67	64	461	485
Total refused or abandoned - family		3,658	4,065	88	69	18	30	820	946	4,584	5,110
Non-family	Adults with incapacity	106	121	6	2	0	0	19	28	131	151
	Appeals	137	175	0	0	3	0	14	26	154	201
	Breach of contract	29	43	0	2	0	0	1	1	30	46
	Debt	141	209	4	4	2	1	20	13	167	227
	Discrimination	9	2	0	0	0	0	1	0	10	2
	Fatal accident inquiries	4	3	0	0	0	0	4	1	8	4
	Housing/recovery of heritable property	239	309	4	2	0	1	279	200	522	512
	Immigration and asylum	129	121	8	0	0	0	52	57	189	178
	Judicial review	112	129	1	0	0	0	11	15	124	144
	Medical negligence	69	117	4	0	0	0	10	12	83	129
	Reparation	363	424	1	3	1	6	23	27	388	460
	Other	362	521	7	8	7	4	48	39	424	572
Total refused or abandoned - non-family		1,700	2,174	35	21	13	12	482	419	2,230	2,626
Total refused or abandoned at first instance		5,358	6,239	123	90	31	42	1,302	1,365	6,814	7,736

Note

1. In this table and in table 3.11, refused on merits includes applications refused on the basis of no probable cause, or unreasonableness, or where the proceedings are statutorily excluded from civil legal aid.

3.10 Disposal of applications for review of decision to refuse legal aid

Subject group	Subject matter	2014-2015			2013-2014		
		Received	Allowed	Refused	Received	Allowed	Refused
Family	Contact/parentage	1,677	1,331	424	1,633	1,173	401
	Divorce/separation	385	293	92	462	353	105
	Property/monetary	133	103	43	173	140	30
	Protective order	107	78	36	139	90	61
	Residence	399	313	116	484	349	116
	Family/matrimonial - other	297	229	81	317	237	92
Total disposal of applications for review - family		2,998	2,347	792	3,208	2,342	805
Non-family	Adults with incapacity	63	47	11	72	61	13
	Appeals	95	55	33	113	67	47
	Breach of contract	25	8	15	33	16	15
	Debt	100	62	30	128	55	88
	Discrimination	7	1	5	1	1	0
	Fatal accident inquiries	3	0	3	2	2	0
	Housing/recovery of heritable property	143	99	47	186	135	54
	Immigration and asylum	89	77	15	74	63	15
	Judicial review	89	36	55	83	32	43
	Medical negligence	48	37	20	83	46	29
	Reparation	269	132	145	308	153	192
	Other	226	114	118	307	147	165
	Total disposals of applications for review - non-family		1,157	668	497	1,390	778
Total disposals of applications for review of decision		4,155	3,015	1,289	4,598	3,120	1,466

3.11 Applications for civil legal aid and decisions by pursuer/defender

	2014-2015			2013-2014			Total	
	Pursuer	Defender	Other	Pursuer	Defender	Other	2014-2015	2013-2014
Applications	10,924	5,124	2,805	11,197	5,707	3,266	18,853	20,170
Total grants	8,055	3,013	1,909	8,067	3,161	2,181	12,977	13,409
Refused on merits	2,851	1,559	948	3,428	1,778	1,033	5,358	6,239
Refused on means	63	40	20	55	30	5	123	90
Refused on both merits and means	18	10	3	31	8	3	31	42
Abandoned	596	508	198	725	431	209	1,302	1,365

3.12 Analysis of full applications where legal aid was suspended

	2014-2015	2013-2014
Total suspensions	5,339	5,098
Number of cases	4,766	4,667
Average suspensions per suspended case	1.12	1.09

Note

1. Suspensions can occur more than once per case.

3.13 Analysis of full applications where legal aid was terminated

	2014-2015	2013-2014
Regulation 30(b)	2,171	2,144
Regulation 31(a)	1,134	1,094
Other regulation	62	78
Total	3,367	3,316

Note

1. This table is based on data derived from a free text field.

3.14 Applications for sanctions in civil legal aid cases

Type	2014-2015			2013-2014		
	Received	Granted	Refused	Received	Granted	Refused
Counsel (advocates and solicitor advocates)	1,285	790	482	1,202	686	496
Expert witness/unusual expenditure	5,262	3,571	1,610	5,344	3,563	1,682
Templated sanctions	781	755	0	777	714	0
Total	7,328	5,116	2,092	7,323	4,963	2,178

3.15 Applications for extensions of grants of civil legal aid

Subject group	Subject matter	2014-2015			2013-2014		
		Received	Granted	Refused	Received	Granted	Refused
Family	Contact/parentage	801	490	163	625	309	147
	Divorce/separation	537	325	107	555	308	113
	Property/monetary	104	45	22	94	36	20
	Protective order	166	93	33	129	58	25
	Residence	545	304	107	506	249	106
	Family/matrimonial - other	287	148	49	202	69	26
Total applications for extensions of grants - family		2,440	1,405	481	2,111	1,029	437
Non-family	Adults with incapacity	322	262	56	126	82	24
	Appeals	27	16	2	24	10	4
	Breach of contract	21	13	5	5	1	2
	Debt	43	25	11	21	6	4
	Discrimination	5	2	0	4	4	0
	Fatal accident inquiries	12	7	5	1	0	0
	Housing/recovery of heritable property	82	53	3	64	25	10
	Immigration and asylum	81	60	13	25	13	7
	Judicial review	34	20	7	39	18	6
	Medical negligence	32	17	7	21	10	4
	Reparation	70	43	15	42	19	7
	Other	138	81	29	88	34	19
	Total applications for extensions of grants - non-family		867	599	153	460	222
Total applications for extensions of grants		3,307	2,004	634	2,571	1,251	524

3.16 Applications for change of solicitor in civil legal aid cases

	Received	Granted	Refused
2014-2015	1,550	1,382	65
2013-2014	1,646	1,439	74

3.17(a) Accounts paid and average case costs - civil advice and assistance

		All civil advice and assistance and ABWOR												
		Diagnostic accounts		Detailed accounts					Total			Average		
Subject group	Subject matter	Number of cases	Total paid £000	Number of cases	Solicitor £000	Solicitor outlays £000	Counsel outlays £000	Total outlays £000	Total paid £000	number of cases 2014-2015	Total paid 2014-2015 £000	Total paid 2013-2014 £000	case cost 2014-2015 £	case cost 2013-2014 £
Family	Aliment/Child Support Agency	0	0	281	51	3	1	3	55	281	55	81	195	195
	Childrens (Scotland) Act	0	0	344	74	2	0	2	76	344	76	236	221	161
	Contact/parentage	0	0	11,261	2,655	47	2	49	2,705	11,261	2,705	3,066	240	242
	Divorce	0	0	3,511	708	29	2	31	739	3,511	739	951	210	223
	Property/monetary	0	0	168	35	1	1	2	37	168	37	50	222	215
	Protective order	0	0	2,633	409	6	2	9	417	2,633	417	519	158	164
	Residence	0	0	2,210	599	10	1	10	609	2,210	609	681	275	274
	Separation	0	0	2,089	674	18	2	19	694	2,089	694	900	332	349
	Family/matrimonial - other	1	0	1,830	406	54	5	59	465	1,831	465	524	254	267
Total civil advice and assistance - family		1	0	24,327	5,611	170	16	185	5,797	24,328	5,797	7,008	238	240
Non-family	Adults with incapacity	0	0	1,595	271	26	1	27	298	1,595	298	338	187	216
	Antisocial Behaviour Orders (ASBO)	0	0	178	28	0	0	0	28	178	28	38	160	173
	Appeals	0	0	124	35	5	16	21	56	124	56	46	454	382
	Breach of contract	0	0	240	31	3	1	4	35	240	35	46	146	153
	Complaints about professional bodies	213	8	169	16	1	0	1	16	382	24	31	63	69
	Conveyancing	0	0	27	3	0	1	1	4	27	4	7	164	201
	Criminal Injuries Compensation Authority	0	0	434	49	4	1	6	55	434	55	53	127	115
	Discrimination	0	0	29	5	3	0	3	8	29	8	6	263	166
	Employment	0	0	707	130	6	21	26	157	707	157	288	221	278
	Fatal accident inquiries	0	0	26	9	0	0	0	9	26	9	4	341	281
	Hire purchase/debt	198	7	2,263	269	12	4	16	285	2,461	292	369	119	123
	Housing	130	4	2,904	343	25	3	29	372	3,034	376	317	124	125
	Human rights	8	0	15	3	0	1	1	4	23	4	5	176	58
	Immigration and asylum	0	0	6,646	2,291	718	102	820	3,110	6,646	3,110	3,030	468	442
	Judicial review	0	0	884	198	41	75	116	314	884	314	408	355	368
	Medical negligence	0	0	509	211	255	1	256	467	509	467	503	918	894
	Mental health	0	0	125	36	12	1	12	48	125	48	104	383	494
	Power of attorney	0	0	1,089	145	72	0	72	217	1,089	217	217	199	201
	Recovery of heritable property	0	0	2,184	427	24	4	28	455	2,184	455	476	208	214
	Reparation	0	0	1,762	358	158	18	177	535	1,762	535	579	304	238
State benefit	1,245	46	3,745	636	267	3	270	906	4,990	952	1,649	191	222	
Wills/executory	0	0	1,164	99	6	2	8	106	1,164	106	136	91	95	
Other	644	22	1,096	170	18	13	31	201	1,740	223	277	128	133	
Total civil advice and assistance - non-family		2,438	86	27,915	5,763	1,656	267	1,924	7,687	30,353	7,774	8,928	256	253
Total civil advice and assistance		2,439	86	52,242	11,374	1,826	283	2,109	13,484	54,681	13,570	15,936	248	247

3.17(b) Accounts paid and average case costs - civil ABWOR

		All civil advice and assistance and ABWOR												
		Diagnostic accounts		Detailed accounts								Average		
Subject group	Subject matter	Number of cases	Total paid £000	Number of cases	Solicitor £000	Solicitor outlays £000	Counsel outlays £000	Total outlays £000	Total paid £000	Total number of cases 2014-2015	Total paid 2014-2015 £000	Total paid 2013-2014 £000	Average case cost 2014-2015 £	Average case cost 2013-2014 £
Civil ABWOR														
	Bankruptcy/petition by debtor	0	0	2	0	0	0	0	0	2	0	1	142	56
	Employment tribunals	0	0	144	155	5	4	9	164	144	164	273	1,141	1,822
	Immigration and asylum	0	0	1,966	1,328	262	131	393	1,722	1,966	1,722	1,953	876	885
	Mental health	0	0	3,069	2,028	889	3	891	2,920	3,069	2,920	2,827	951	961
	Sequestration	0	0	1	0	0	0	0	0	1	0	0	268	101
	Other	0	0	6	2	3	0	3	5	6	5	15	857	1,103
Total civil ABWOR		0	0	5,188	3,515	1,160	137	1,297	4,812	5,188	4,812	5,069	927	952
Total civil advice and assistance and ABWOR 2014-2015		2,439	86	57,430	14,889	2,986	420	3,406	18,295	59,869	18,382	-	307	-
Total civil advice and assistance and ABWOR 2013-2014		3,232	109	66,558	17,182	3,274	439	3,713	20,896	69,790	-	21,005	-	301

Notes

1. In this table, payments to advocates and solicitor advocates are included under Counsel outlays, as regulation 17(1) of the Advice and Assistance (Scotland) Regulations 1996 only provides for payments of fees and outlays to the solicitor.

2. Diagnostic refers to advice given where the subject matter of the advice is not included in the list of approved advice and assistance categories. It can be used to offer brief general advice on the matter, and perhaps refer the client to another agency.

3.18 Accounts paid and average case costs - civil legal aid

		Current Year Cost ¹							Actual Case Cost ²					
Subject group	Subject matter	Number of cases	Solicitor £000	Advocate £000	Solicitor advocate £000	Outlays £000	Total paid		Average case cost		Average case cost		Median case cost	
							2014-2015 £000	2013-2014 £000	2014-2015 £	2013-2014 £	2014-2015 £	2013-2014 £	2014-2015 £	2013-2014 £
Sheriff court														
Family	Contact/parentage	3,304	7,150	164	0	3,260	10,574	11,084	3,200	3,243	2,951	2,884	1,755	1,746
	Divorce/separation	2,074	2,353	24	0	512	2,890	3,317	1,393	1,407	1,349	1,336	656	650
	Property/monetary	339	563	14	0	176	753	738	2,220	2,307	2,313	2,015	1,339	1,221
	Protective order	485	560	15	0	282	857	1,029	1,766	1,726	1,510	1,600	902	986
	Residence	1,386	2,740	14	0	1,513	4,267	4,030	3,079	2,948	2,596	2,577	1,427	1,361
	Family/matrimonial - other	683	877	63	0	524	1,464	1,612	2,144	2,579	1,936	2,198	987	932
Total sheriff court - family		8,271	14,244	294	0	6,267	20,804	21,809	2,515	2,511	2,295	2,246	1,145	1,109
Sheriff court														
Non-family	Adults with incapacity	2,997	1,806	1	0	975	2,782	2,629	928	1,049	915	1,052	895	932
	Appeals	78	83	29	0	6	118	76	1,515	779	1,521	571	268	220
	Breach of contract	26	62	3	0	24	89	109	3,413	3,039	2,851	2,660	1,637	1,907
	Debt	154	177	21	0	23	221	291	1,437	1,743	1,470	1,391	416	403
	Discrimination	0	0	5	0	0	5	0	-	-	-	-	-	-
	Fatal accident inquiries	15	120	122	0	17	259	146	17,264	16,203	23,240	13,927	8,732	9,411
	Housing/recovery of heritable property	1,122	410	7	0	24	440	487	392	438	390	424	252	254
	Medical negligence	48	181	60	0	78	319	286	6,648	5,954	6,205	6,670	3,460	1,098
	Reparation	227	879	137	0	250	1,267	1,451	5,581	4,425	5,445	4,274	3,250	1,900
	Other	396	365	131	0	85	581	548	1,467	1,128	1,069	1,081	434	472
Total sheriff court - non-family		5,063	4,084	515	0	1,481	6,080	6,024	1,201	1,258	1,166	1,225	607	605
Total sheriff court		13,334	18,328	809	0	7,748	26,885	27,834	2,016	2,066	1,867	1,882	882	882
Court of Session														
Family	Contact/parentage	14	50	41	0	26	118	190	8,418	12,686	8,562	7,873	3,092	9,207
	Divorce/separation	5	21	5	0	6	31	222	6,196	20,159	11,566	25,430	2,685	16,522
	Property/monetary	2	13	3	0	0	16	87	8,211	8,709	8,511	11,904	8,511	5,907
	Protective order	6	9	4	0	3	16	47	2,609	3,880	2,298	4,126	1,862	1,016
	Residence	5	16	4	0	2	22	38	4,305	7,607	6,077	8,555	4,462	3,054
	Family/matrimonial - other	42	121	157	0	45	324	392	7,703	8,716	7,378	9,478	5,755	5,965
Total Court of Session - family		74	230	215	0	82	526	976	7,108	9,959	7,416	10,568	5,163	6,336

Table 3.19 continued overleaf

3.18 continued

		Current Year Cost ¹							Actual Case Cost ²					
Subject group	Subject matter	Number of cases	Solicitor £000	Advocate £000	Solicitor advocate £000	Outlays £000	Total paid		Average case cost		Average case cost		Median case cost	
							2014-2015 £000	2013-2014 £000	2014-2015 £	2013-2014 £	2014-2015 £	2013-2014 £	2014-2015 £	2013-2014 £
Court of Session														
Non-family	Appeals	74	162	264	0	42	468	549	6,328	5,838	4,736	5,613	2,676	2,757
	Breach of contract	1	2	9	0	3	14	15	14,029	4,986	3,979	9,195	3,979	5,655
	Debt	8	23	14	5	2	44	38	5,452	4,194	5,588	3,520	3,854	730
	Discrimination	0	0	0	0	0	0	0	-	-	-	-	-	-
	Housing/recovery of heritable property	5	4	6	0	0	10	3	2,002	1,125	1,445	830	580	765
	Immigration and asylum	218	201	275	0	9	485	369	2,224	1,954	2,011	1,899	1,424	1,272
	Judicial review	72	138	168	0	8	313	492	4,351	5,788	4,093	4,662	2,072	1,860
	Medical negligence	49	1,072	961	0	586	2,620	2,440	53,468	56,750	52,060	42,774	14,643	15,462
	Reparation	59	934	677	0	277	1,888	3,932	32,004	44,682	37,836	51,072	9,500	17,459
	Other	65	153	157	0	35	345	512	5,301	6,650	4,643	6,645	2,222	3,204
Total Court of Session - non-family		551	2,690	2,531	5	961	6,187	8,350	11,228	14,129	11,297	13,858	1,991	2,150
Total Court of Session		625	2,919	2,745	5	1,043	6,713	9,326	10,741	13,536	10,837	13,390	2,200	2,334
Total other courts		22	113	373	19	53	559	354	25,392	32,174	29,679	33,933	5,118	30,225
All courts														
Family	Contact/parentage	3,318	7,200	206	0	3,286	10,692	11,274	3,222	3,284	2,975	2,906	1,755	1,753
	Divorce/separation	2,079	2,374	28	0	518	2,921	3,539	1,405	1,494	1,374	1,448	656	655
	Property/monetary	341	576	17	0	176	769	825	2,255	2,501	2,349	2,316	1,346	1,258
	Protective order	491	569	19	0	284	872	1,075	1,776	1,769	1,519	1,650	904	986
	Residence	1,391	2,756	18	0	1,515	4,288	4,068	3,083	2,965	2,609	2,599	1,430	1,372
	Family/matrimonial - other	725	998	221	0	569	1,788	2,004	2,466	2,991	2,251	2,687	1,055	1,012
Total all courts - family		8,345	14,473	508	0	6,348	21,330	22,785	2,556	2,595	2,341	2,339	1,159	1,125
All courts														
Non-family	Adults with incapacity	2,997	1,806	1	0	975	2,782	2,629	928	1,049	915	1,052	895	932
	Appeals	172	353	667	19	99	1,137	979	6,613	4,823	6,479	4,714	916	665
	Breach of contract	27	64	12	0	26	103	124	3,806	3,189	2,892	3,163	1,637	2,082
	Debt	162	200	35	5	25	265	329	1,635	1,869	1,673	1,500	427	448
	Discrimination	0	0	5	0	0	5	0	-	-	-	-	-	-
	Fatal accident inquiries	15	120	122	0	17	259	146	17,264	16,203	23,240	13,927	8,732	9,411
	Housing/recovery of heritable property	1,127	414	12	0	24	450	490	399	440	395	426	253	255
	Immigration and asylum	218	201	275	0	9	485	369	2,224	1,954	2,011	1,899	1,424	1,272
	Judicial review	72	138	168	0	8	313	492	4,351	5,788	4,093	4,662	2,072	1,860
	Medical negligence	97	1,253	1,021	0	664	2,939	2,726	30,299	29,956	29,369	23,730	7,425	7,236
	Reparation	286	1,813	815	0	527	3,155	5,384	11,032	12,941	12,127	14,174	3,408	2,523
	Other	463	524	288	0	121	933	1,060	2,015	1,883	1,583	1,842	509	610
Total all courts - non-family		5,636	6,887	3,419	24	2,495	12,826	14,729	2,276	2,732	2,268	2,676	703	712
Total all courts 2014-2015		13,981	21,360	3,928	24	8,843	34,156	-	2,443	-	2,311	-	904	-
Total all courts 2013-2014		14,174	22,725	5,099	1	9,689	-	37,514	-	2,647	-	2,467	-	924

Notes

1. 'Current Year Cost' is the total cost of all payments made in the financial year.

2. 'Actual Case Cost' is the total cost of all payments to 31 October 2015, including historical payments, made on cases with a main case payment in the financial year.

3. Reparation cases include those paid in terms of the extra-statutory concession and of regulation 3 (as amended) of the Civil Legal Aid (Scotland) (Fees) Regulations 1989, where the legal representatives have elected to opt for the party and party expenses recovered from the opponent.

3.19 Amounts recovered by the Legal Aid Fund

Type	2014-2015	2013-2014
	£000	£000
Contributions from assisted persons	2,391	2,420
Expenses from opponents	6,517	8,236
Amounts awarded to assisted persons transferred to Legal Aid Fund	1,111	1,300
Total	10,020	11,956

Notes

1. These are amounts actually received by SLAB, not amounts due to it.
2. A breakdown of total amounts recovered is shown in the analysis of payments in table 7.1.

3.20 Accounts paid under special urgency

	Solicitor	Advocate	Solicitor advocate	Outlays £000	Number of cases	Total paid £000	Average case cost
	£000	£000	£000				£
2014-2015	552	113	0	109	1,943	775	399
2013-2014	647	106	0	149	2,106	902	428

Notes

1. In certain circumstances these accounts are paid when urgent work has been carried out but where legal aid has subsequently not been granted.
2. The amounts shown in this table are also included in the figures in table 3.18.