

Guidance on awards of funding for legal representation

Who can apply for an award of funding for legal representation?

1. Core Participants can apply for an award of funding for legal representation. Please refer to the guidance on Core Participants and application form.
2. Witnesses and others can apply for an award for funding for legal representation only if they are:
 - (a) a person attending the Inquiry to give evidence or to produce a document, or
 - (b) a person who, in the opinion of the Chairman, has such a particular interest in the proceedings or outcome of the Inquiry as justifies an award.

Applications for funding for legal representation

3. Witnesses and others who are eligible as set out above and who wish to apply for funding for legal representation, should use the application form.
4. The Inquiry will not pay for legal work that was carried out before the award of funding was made.
5. In making any decision as to the procedure or conduct of the Inquiry, including a decision about an award for funding for legal representation, the Chairman must act with fairness and with regard to the need to avoid any unnecessary costs, whether to public funds, or to witnesses or others.
6. When the Chairman is considering any application for an award of funding he will take into account the financial resources of applicants and the public interest so far as relating to the making of an award.
7. The Chairman cannot make an award of more than the amounts set out in the Scottish Ministers' Determination of September 2009 about the hourly rates and number of chargeable hours per week. The Determination is shown on this website.