

Chapter 9

Classes of Cases Determined by a Legal Aid Committee

1. Applications for legal assistance are to be decided by a Legal Aid Committee in the following classes of cases:
 - (a) cases in which, in the opinion of the Director, the cost to the Commission is likely to be unusually high having regard to the nature of the matter;
 - (b) cases in which, in the opinion of the Director, there is a doubt as to whether a proceeding or proposed proceeding in a court or before a tribunal is likely to terminate in a manner favourable to the applicant for legal assistance;
 - (c) matters involving, in the opinion of the Director, complex issues of fact or law;
 - (d) where the Director considers it appropriate, applications for legal assistance in relation to a proceeding in a court or before a tribunal where an officer of the Commission is acting for another party to the proceeding having an adverse interest to that of the applicant; and
 - (e) other applications in relation to which it would not, in the opinion of the Director, be appropriate for such application to be decided by an officer of the Commission;
 - (f) applications for assistance from the Northern Territory Contingency Legal Aid Fund.
2. Notwithstanding paragraph 1, an application for legal assistance shall be decided by an officer of the Commission if the assistance relates to a matter or proceeding of such urgency that the interests of the applicant would be likely to be affected adversely if the application was not decided until the next meeting of a Legal Aid Committee.
3. Applications for legal assistance in all other classes of cases are to be decided by officers of the Commission.