



Legal Aid
Agency

Application for Advocacy Assistance

Please complete in block capitals and ensure that form CRM1 is also completed.

Client's involvement

Is your client: bringing the case? defending the case? involved in another way?

If involved in another way, give details: _____

Date first instructed by your client: _____ / _____ / _____

Type of Proceedings

What is Advocacy Assistance for?

4 For the following proceedings, please state on page 2 why you believe it is in the interests of justice that Advocacy Assistance be granted and any reasons why you feel the case could not be dealt with under the duty solicitor scheme:

- Variation of Pre-charge bail conditions
- Warrant of Further Detention (Pre-charge)
- Armed Forces Custody Hearings

4 Only Advocacy Assistance is available for the following proceedings:

- Representation at Disciplinary proceedings before the prison governor or Independent Adjudicator.
- Representation before the Parole Board.
- Representation at Category A Reviews.
- Representation at Minimum Term Reviews.

Details of proceedings

Has any action started or is any about to start? Yes No

Name of court or venue: _____

Date action started: _____ / _____ / _____ Date of next hearing: _____ / _____ / _____

Has counsel been instructed? Yes No

Statement of case

- 4 Give a brief description of the case and the issues involved and explain how the case satisfies the appropriate merits test set out in the Contract Specification.

4 If you need more space, please attach a separate sheet to this form.

LEGAL AID AGENCY

PRIVACY NOTICE

PURPOSE

This privacy notice sets out the standards that you can expect from the Legal Aid Agency when we request or hold personal information ('personal data') about you; how you can get access to a copy of your personal data; and what you can do if you think the standards are not being met.

The Legal Aid Agency is an Executive Agency of the Ministry of Justice (MoJ). The MoJ is the data controller for the personal information we hold. The Legal Aid Agency collects and processes personal data for the exercise of its own and associated public functions. Our public function is to provide legal aid.

Sometimes the Legal Aid Agency uses contact information to ask customers if they would like to complete a customer service survey to measure customer satisfaction with our services and to inform areas for improvement.

About personal information

Personal data is information about you as an individual. It can be your name, address or telephone number. It can also include the information that you have provided in this form such as your financial circumstances and information relating to any current or previous legal proceedings concerning you.

We know how important it is to protect customers' privacy and to comply with data protection laws. We will safeguard your personal data and will only disclose it where it is lawful to do so, or with your consent.

Types of personal data we process

We only process personal data that is relevant for the services we are providing to you. The personal data which you have provided on this form will be used for the purposes set out below.

Purpose of processing and the lawful basis for the process

The purpose of the Legal Aid Agency collecting and processing the personal data which you have provided on this form is for the purposes of providing legal aid. Specifically, we will use this personal data in the following ways:

- In collecting your details to enable us to provide you with legal aid;
- In determining whether you are eligible for legal aid, if the legal aid that you receive is subject to eligibility or means testing;
- In assessing claims from your legal representative(s) for payment from the legal aid fund for the work that they have conducted on your behalf;
- In conducting periodic assurance audits on legal aid files to ensure that decisions have been made correctly and accurately; and
- In producing statistics and information on our processes to enable us to improve our processes and to assist us in carrying out our functions.

Were the Legal Aid Agency unable to collect this personal information, we would not be able to conduct the activities above, which would prevent us from providing legal aid.

The lawful basis for the Legal Aid Agency collecting and processing your personal data is the result of the powers contained in the Legal Aid, Sentencing and Punishment of Offenders Act 2012.

We also collect 'special categories of personal data' for the purposes of monitoring equality, this is a legal requirement for public authorities under the Equality Act 2010. Special categories of personal data obtained for equality monitoring will be treated with the strictest confidence and any information published will not identify you or anyone else associated with your legal aid application.

Who the information may be shared with

We sometimes need to share the personal information we process with other organisations. When this is necessary, we will comply with all aspects of the relevant data protection laws. The organisations we may share your personal information include:

- Public authorities such as: Department of Work and Pensions (DWP), Driver and Vehicle Licensing Agency (DVLA), HM Courts and Tribunals Service (HMCTS), HM Land Registry and HM Revenue and Customs (HMRC);
- Non-public organisations such as: Credit reference agencies and our debt collection partners, Rossendales;
- If false or inaccurate information is provided or fraud identified, the Legal Aid Agency can lawfully share your personal information with fraud prevention agencies to detect and to prevent fraud and money laundering; and
- Amazon Web Services, Inc.

You can contact our Data Protection Officer for further information on the organisations we may share your personal information with.

Details of transfers to third country and safeguards

It may sometimes be necessary to transfer personal information overseas. When this is needed, information may be transferred to: United States of America

Any transfers made will be in full compliance with all aspects of the data protection law.

Retention period for information collected

Your personal information will not be retained for any longer than is necessary for the lawful purposes for which it has been collected and processed. This is to ensure that your personal information does not become inaccurate, out of date or irrelevant. The Legal Aid Agency have set retention periods for the personal information that we collect, this can be accessed via our website: <https://www.gov.uk/government/publications/record-retention-and-disposition-schedules>

You can also contact our Data Protection Officer for a copy of our retention policies.

While we retain your personal data, we will ensure that it is kept securely and protected from loss, misuse or unauthorised access and disclosure. Once the retention period has been reached, your personal data will be permanently and securely deleted and destroyed.

Access to personal information

You can find out if we hold any personal data about you by making a 'subject access request'. If you wish to make a subject access request please contact:

Disclosure Team
Post point 10.38
102 Petty France
London
SW1H 9AJ

When we ask you for personal data

We promise to inform you why we need your personal data and ask only for the personal data we need and not collect information that is irrelevant or excessive.

When we collect your personal data, we have responsibilities, and you have rights, these include:

- That you can withdraw consent at any time, where relevant;
- That you can lodge a complaint with the supervisory authority;
- That we will protect and ensure that no unauthorised person has access to it;
- That your personal data is shared with other organisations only for legitimate purposes;
- That we don't keep it longer than is necessary;
- That we will not make your personal data available for commercial use without your consent; and
- That we will consider your request to correct, stop processing or erase your personal data.

You can get more details on:

- Agreements we have with other organisations for sharing information;
- Circumstances where we can pass on personal information without telling you, for example, to help with the prevention or detection of crime or to produce anonymised statistics;
- Our instructions to staff on how to collect, use or delete your personal information;
- How we check that the information we hold is accurate and up-to-date; and
- How to make a complaint.

For more information about the above issues, please contact the MoJ Data Protection Officer;
Post point 10.38
102 Petty France
London
SW1H 9AJ
data.compliance@justice.gov.uk

For more information on how and why your information is processed, please see the information provided when you accessed our services or were contacted by us.

Complaints

When we ask you for information, we will comply with the law. If you consider that your information has been handled incorrectly, you can contact the Information Commissioner for independent advice about data protection. You can contact the Information Commissioner at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF
Tel: 0303 123 1113
www.ico.org.uk

Client's Declaration

As far as I know, all the information I have given is true and I have not withheld any relevant information.

I understand that if I give false information the services provided to me may be cancelled and I may be prosecuted.

For Prison Law cases ONLY:

I confirm that form CRM1 has been completed with details of my means and the information I have given is correct.

Signed: _____

Dated: _____

Declaration and Determination

The information contained on this form is true to the best of my knowledge and belief.

I confirm that the circumstances of this case justify the grant of Advocacy Assistance in accordance with the Contract Specification.

Signed: _____
Solicitor or Category Supervisor

Dated: _____

Solicitor's details

Provider number:

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Name of Solicitor or Fellow of the Institute of Legal Executives instructed:

Address: _____

Postcode: _____

Telephone number: _____

Solicitor's reference: _____