

2002

LEGISLATIVE ASSEMBLY FOR THE AUSTRALIAN CAPITAL TERRITORY

LEGAL PRACTITIONERS AMENDMENT BILL 2002

EXPLANATORY MEMORANDUM

Circulated by authority of Mr Brendan Smyth MLA

LEGAL PRACTITIONERS AMENDMENT BILL 2002

Outline

This is a bill to amend the Legal Practitioners Act and will prohibit the advertising of services by legal practitioners as “no win, no fee”. That is, under this act it will be illegal for a solicitor to suggest in his advertising that the solicitor will not charge costs as between a solicitor and a client if the client’s litigation is unsuccessful.

Clause Notes

Clauses 1 - 2

These clauses cover formal requirements which set out the name of the Act and its commencement provisions.

Clause 3

This clause names the Act amended (the Legal Practitioners Act 1970)

Clause 4

This clause inserts a new section 196A into the Act which will outlaw the advertising of “no win, no fee” services.