

SAMPLE CERTIFICATE BY COUNSEL

In the Matter of an Application for Legal Aid
by Mr./Ms. (Applicant)

And

In the Matter of a Request for Review under Section 26A of the Legal Aid Ordinance

Pursuant to the instructions given by Messrs. to provide a certificate by counsel in compliance with S.26A(3) of Legal Aid Ordinance for a review of the refusal by the Director of Legal Aid to offer legal aid to the applicant in respect of his or her appeal to the Court of Final Appeal (“the intended appeal”) from the judgment, order or decision of the High Court given or made on , and having thoroughly considered the merits of the intended appeal, I am of the opinion that (1):

- the Applicant has a reasonable prospect of success in the intended appeal to the Court of Final Appeal
- the Applicant does not have a reasonable prospect of success in the intended appeal to the Court of Final Appeal

The grounds for my opinion are ⁽²⁾: -

Dated

Signature

(1) Tick whichever is appropriate

(2) If space is insufficient, please continue on additional sheet(s)

**Expression of interest to provide a certificate by counsel
under S.26A of the Legal Aid Ordinance, Cap. 91**
(Solicitor)

PART I – PERSONAL PARTICULARS

Name – (English) : (Surname) _____ (Mr/Mrs/Miss/Ms)

(Other names) _____ (in full)

(Chinese) : _____

Name of Firm : _____

Status in the Firm (Partner/Sole-proprietor/Consultant/Assistant Solicitor) : _____

Address of the Firm : _____

Telephone : _____ Fax : _____

DX : _____

Date of Admission - in H K : _____

- in other jurisdictions : (please specify) : _____

Year of Practice

Since Admission : _____

PART II – (Please fill in Part II (A) & (B) if you wish to be considered for both the civil and criminal assignments under section 26A; otherwise please fill in the relevant part.)

(A) CRIMINAL CASES

No. of cases handled by me in the past 3 years :

a) Court of Appeal _____

b) Court of Final Appeal _____

Please specify court case nos., parties names and hearing dates of at least 3 such cases handled in the past years :

(B) CIVIL CASES

No. of cases handled by me in the past 3 years :

- a) Court of Appeal _____
- b) Court of Final Appeal _____

Please specify court case nos., parties names and hearing dates of at least 3 such cases handled in the past years :

* I can/cannot read and write Chinese.

PART III DECLARATION

I declare that I have a current practising certificate and that the information provided in this form is accurate to the best of my knowledge and belief.

I accepted the prescribed fixed fee for the certificate work.

Name : _____ Date : _____

Signature : _____

** Please delete as appropriate.*

- {Note :
1. The form should be sent to the Legal Aid Services Council by fax (2838-5053) or by post (Room 1601, Top Glory Tower, 262 Gloucester Road, Hong Kong).
 2. The information provided will be used for drawing up a panel of solicitors to provide a certificate by counsel under section 26A of the Legal Aid Ordinance. The information may be disclosed to the Legal Aid Department.
 3. You have the right to request access to or correction of personal data provided on this form in accordance with the provisions of the Personal Data (Privacy) Ordinance. Such requests may be made in writing to the Secretary of the Legal Aid Services Council.