



Block Fee Phase II Module 4

May 20, 2011



LEGAL AID ONTARIO
AIDE JURIDIQUE ONTARIO

SECTION III - TYPES OF BLOCK FEES, BILLING & PAYMENT RULES



May 2011

Block Fee Phase II

Types of Block Fees

Resolution Blocks	Ancillary Proceeding Blocks	Vulnerable Client Blocks	
Stay/Withdrawal	Bail Hearing		<u>Standard Blocks</u> (Inherent with a block fee certificate)
Guilty Plea	<i>Charter</i> Motion		
	Judicial Pre-Trial (JPT)		
	Bail Review		<u>Authorized Blocks</u> (require prior authorization)
		<i>Gladue</i> submissions	
		Mental Health	



	Summary Cases (Block Fees Available)	Indictable Cases (Block Fees Available)	Excluded Cases & Proceedings
Activity/ Resolution Fee	Block fees could be paid for a) Guilty Pleas b) Stays/Withdrawal	Block fees could be paid for a) Guilty Pleas b) Stays/Withdrawal	Paid by Hourly Tariff
Ancillary Proceeding Fees	Block fees could be paid for a) Bail Hearings b) <i>Charter</i> Motions c) Judicial Pre-Trials (JPT) d) Bail Reviews	Block fees could be paid for a) Bail Hearings b) <i>Charter</i> Motions c) Judicial Pre-Trials (JPT) d) Bail Reviews	
Vulnerable Client Fees	Block fees could be paid for a) Mental Health Fee b) <i>Gladue</i> submissions	Block fees could be paid for a) Mental Health Fee b) <i>Gladue</i> submissions	
Preliminary Hearings	Not Applicable in Summary Cases	Paid by Hourly Tariff	
Trials	Paid by Hourly Tariff	Paid by Hourly Tariff	
Not Resolved	Paid by Hourly Tariff	Paid by Hourly Tariff	



	Block Fee	Summary I	Summary II	Indictable
Activity/Resolution Fee	Guilty Pleas	\$615	\$707	\$1,161
	Stays/Withdrawal	\$794	\$913	\$1,254
Ancillary Proceeding Fees	Bail Hearing	\$250	\$250	\$250
	Judicial Pre-Trials (JPT)	\$250	\$250	\$250
	<i>Charter</i> Motions	\$250	\$250	\$250
	Bail Review	\$375	\$375	\$375
Vulnerable Client Fees	Mental Health	\$375	\$375	\$375
	<i>Gladue</i>	\$375	\$375	\$375

When Is a Block Fee Payable?	Guilty Plea	Stay/ Withdrawal
Fee is inclusive of preparations, attendances, etc., in event case is resolved by guilty plea of one or all charges prior to matter being set down for trial	✓	
Fee is inclusive of preparations, attendances, etc., in event case is resolved by withdrawal of one or all charges prior to matter being set down for trial		✓
May be combined with other block fees	✓	✓



When Is a Block Fee Payable?	Bail Hearing	Charter Motion	JPT
Payable for preparation and attendance at completed bail hearing	✓		
Payable for preparation of materials if defence or Crown files <i>Charter</i> application		✓	
Payable for preparation and attendance at a Judicial Pre-Trial (JPT)			✓
Payable once per certificate in accordance with existing tariff handbook	✓	✓	✓
May be combined with other block fees	✓	✓	✓



When Is a Block Fee Payable?	Bail Review	Persons with Mental Health needs	Gladue submissions
Payable for preparation and attendance at a bail review	✓		
Payable for preparation and attendance at court for the following purposes: - arrange for a fitness hearing or NCR assessment - adjourn a case for a fitness hearing or NCR assessment - arrange a remand to a psychiatric facility - address the court on result of remand to a psychiatric facility		✓	
Payable - persons on <i>Gladue</i> panel Preparation and/or attendance			✓
Payable once per certificate in accordance with existing tariff handbook	✓	✓	✓
Authorizations granted by District Office or Client Service Centre	✓	✓	✓
May be combined with other block fees	✓	✓	✓



	Final bill	Interim bill	Supplementary bill
Resolution blocks			
- Guilty Pleas	✓		
- Stay / Withdrawals	✓		
Ancillary Proceeding blocks			
- Bail Hearing	✓	✓	✓
- <i>Charter</i> Motion	✓	✓	✓
- Judicial Pre-Trial (JPT)	✓	✓	✓
- Bail Review	✓	✓	✓
Vulnerable Client blocks			
- <i>Gladue</i> submissions	✓	✓	✓
- Mental Health	✓		✓
Excluded Disbursements	✓	✓	✓
Travel (if authorized)	✓	✓	✓



Billing Scenarios: Resolution block / Set down for Trial (Hourly)

RESOLUTION BLOCK



SET DOWN FOR TRIAL SCENARIO > HOURLY

