

Certificate reinstatement and extension



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Where services authorized on a certificate have not been completed prior to the three-year termination date of the certificate, the certificate will terminate. If a certificate is about to be terminated or has terminated or a certificate has been cancelled and the client remains eligible for the services under the certificate, LAO may extend the certificate or reinstate an expired or cancelled certificate at the request of the acknowledging roster member or the client.

Obligations of roster members regarding certificate extensions for terminating / terminated certificates

The acknowledging roster member shall:

- inform the client of the ability to request a reinstatement and extension of a terminated certificate
- seek the client's instructions with respect to the continuation of the certificate and if instructed to do so, request reinstatement or extension on behalf of the client
- advise LAO forthwith if the client is no longer eligible for the services under the certificate
- continue to provide service to the client pending LAO's decision regarding a request for reinstatement or extension of a certificate; and
- comply with section 45(4) of the Legal Aid Services Rules

Obligations of roster members regarding certificate reinstatements for cancelled certificates

The acknowledging roster member shall:

- inform the client of the ability to request a reinstatement of the cancelled certificate

- seek the client's instructions with respect to the continuation of the LAO retainer and if instructed to do so, request reinstatement on behalf of the client
- continue providing service to the client pending LAO's determination regarding reinstatement of a cancelled certificate
- not request a private retainer from a client pending LAO's decision regarding reinstatement of a cancelled certificate
- assist the client to provide the required information in order to bring the certificate into good standing where practicable