



EUROPEAN COMMISSION
DIRECTORATE-GENERAL JUSTICE, FREEDOM AND SECURITY

Directorate E : Justice
Unit E3 : Criminal Justice

Brussels, 23 April 2010

Questionnaire for defence lawyers on access to legal advice and legal aid

Name: _____

Contact details (email): _____

Date: _____

Can we use the information provided by you in this questionnaire (anonymised)?
 Yes No

Can the European Commission (or its contractor) contact you for further questions in the context of research for a study on access to legal advice and legal aid in the EU?
 Yes No

A. Questions on access to legal advice:

1) How is your first contact generally established with your client?

2) At what stage of the proceedings/investigation do you become involved?

3) Are you present at the police station to assist a suspect

➤ **before** interrogation/questioning by the police? Yes No

➤ **during** interrogation/questioning by the police? Yes No

➤ **after** interrogation/questioning by the police? Yes No

Please explain:

4) Are you able to see your client as often as necessary while he is in pre-trial custody?
If not, why not? Yes No

5) Are there instances in which representation by a lawyer is mandatory in criminal proceedings? **If yes**, please explain: Yes No

B. Questions on legal aid:

6) Do you do legal aid work? Yes No
If not, why not?

7) Is legal aid granted:

➤ for legal advice and assistance at the police station? Yes No
If yes, what is the test:

➤ during the criminal investigation by the police/prosecution service?
If yes, what is the test: Yes No

➤ for representation at trial? Yes No
If yes, what is the test:

8) Is there a financial means/eligibility test? Yes No
If yes, can you describe it?

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