

HM Procurator General and Treasury Solicitor

Introduction

1. This Estimate provides for the administrative costs of the Treasury Solicitor's Department Agency within DEL (Section A) and other expenditure of the Treasury Solicitor's Department Agency (Section B) which includes capital DEL expenditure. Section C covers the administration costs of the Legal Secretariat to the Law Officers including the salaries of two Ministers of the Crown. Section D covers the operational costs of the Treasury Solicitor's Department Agency as explained in paragraph 3. Section E covers the costs of HM Crown Prosecution Service Inspectorate. Further details of the Department's administration costs are provided in Chapter 3 of the 2004 Departmental Report of the Law Officers' Departments (Cm 6211).

2. The Treasury Solicitor's Department, which became an Agency on 1 April 1996, has operated a system of full repayment of the majority of its legal services since 1990-91. The greater part of its administrative costs are now met by receipts. Since 1999-2000, the Treasury Solicitor's Department Agency has operated under net operating cost control, to allow it the flexibility to respond to an increasing demand for its services. A small section of the Agency's work, which is directly related to European matters or considered to be in the public interest, remains centrally funded.

3. The Estimate also covers the operational costs of the Treasury Solicitor's Department Agency (Section D). Operational costs arise on the provision of legal services to government departments. Except for those associated with centrally funded services, these costs are fully recovered from client departments as disbursements on legal cases. The principal areas of this expenditure are adverse costs, counsel fees, expert witnesses and solicitors agents. Further details of the Department's operational costs are provided in Chapter 3 of Cm 6211.

4. Symbols are explained in the Introduction to this booklet.

Part I

	£
Request for Resources 1: Providing comprehensive and competitive legal services to government departments and publicly funded bodies	13,543,000
Total net resource requirement	13,543,000
Net cash requirement	14,527,000

Amounts required in the year ending 31 March 2005 for expenditure by HM Procurator General and Treasury Solicitor, The Treasury Solicitor's Department Agency, the Legal Secretariat to the Law Officers and HM Crown Prosecution Service Inspectorate on:

RfR 1: Providing comprehensive and competitive legal services to government departments and publicly funded bodies

Administration, costs and fees for legal and related services, residual matters following the closure of the Government Property Lawyers Agency and associated non-cash items.

The **Solicitor to the Treasury** will account for this Estimate.

	Net total	Allocated in Vote on Account	Balance to complete
	£	£	£
RfR 1	13,543,000	5,892,000	7,651,000
Total net resource requirement	13,543,000	5,892,000	7,651,000
Net cash requirement	14,527,000	6,245,000	8,282,000

Part II: Subhead detail

£'000

2004-05						2003-04 Provision	2002-03 Outturn		
Resources						Capital		Net Total Resources	Net Total Resources
Admin	Other Current	Grants	Gross Total	A in A	Net Total	Capital	Non- operating A in A		
1	2	3	4	5	6	7	8	9	10
RfR 1: Providing comprehensive and competitive legal services to government departments and publicly funded bodies									
46,042	40,817	-	86,859	73,316	13,543	3,400	-	13,093	9,625
Spending in Departmental Expenditure Limits (DEL)									
<i>Central Government spending</i>									
A TSD Administration									
38,410	885	-	39,295	36,113	3,182	-	-	3,182	2,292
B TSD Other									
-	-	-	-	-	-	3,370	-	-	-
C LSLO Administration									
3,671	22	-	3,693	-	3,693	30	-	3,343	3,116
D Operational Costs									
-	39,900	-	39,900	37,203	2,697	-	-	2,697	934
E CPSI Administration									
3,961	10	-	3,971	-	3,971	-	-	3,871	3,283
Total for Estimate:									
46,042	40,817	-	86,859	73,316	13,543	3,400	-	13,093	9,625

Part II: Resource to cash reconciliation

	£'000		
	2004-05 Provision	2003-04 Provision	2002-03 Outturn
Net Total Resources	13,543	13,093	9,625
Voted capital items			
Capital	3,400	5,250	1,807
Less Non-operating A-in-A	-	-	-
Total net voted capital	<u>3,400</u>	<u>5,250</u>	<u>1,807</u>
Accruals to cash adjustment			
Adjustments to remove non-cash items:			
Cost of Capital charges	-1,982	-1,982	-1,071
Depreciation	-917	-917	-875
New provisions and adjustments to previous provisions	-	-	-
Profit/loss on sale of assets	-	-	-
Prior period adjustments	-	-	-
Other non-cash items	-100	-100	-310
Increase (+) / Decrease (-) in stock	-1,000	-1,000	144
Increase (+) / Decrease (-) in debtors	500	500	-270
Increase (-) / Decrease (+) in creditors	1,020	1,020	604
Use of provisions	<u>63</u>	<u>63</u>	<u>247</u>
Total accruals to cash adjustments	<u>-2,416</u>	<u>-2,416</u>	<u>-1,531</u>
Excess cash to be CFERd	-	-	-
Net Cash Requirement	<u>14,527</u>	<u>15,927</u>	<u>9,901</u>

Part III: Extra receipts payable to the Consolidated Fund

No CFER income or receipts are expected in 2004-05. None were received in 2003-04 or 2002-03.

Forecast Operating Cost Statement

	2004-05 Provision	2003-04 Provision	2002-03 Outturn	£'000
Net administration costs:				
RfR 1	9,929	9,479		7,816
Net programme costs:				
RfR 1	3,614	3,614	1,809	
Total net programme costs	<u>3,614</u>	<u>3,614</u>	<u>1,809</u>	
Total Net Operating Cost	13,543	13,093		9,625
<i>of which:</i>				
Net Resource Outturn	13,543	13,093		9,625
CFERs	-	-		-
Non-voted expenditure	-	-		-
Resource Budget Outturn	13,543	13,093		9,625

Notes to the Main Estimate

Reconciliation of resource expenditure between Estimates, Accounts and Budgets

	£'000		
	2004-05 Provision	2003-04 Provision	2002-03 Outturn
Net Resource Outturn (Estimates)	13,543	13,093	9,625
<i>Adjustments to remove:</i>			
provision voted for earlier years	-	-	-
<i>Adjustments to additionally include:</i>			
non-voted expenditure in the OCS	-	-	-
Consolidated Fund Extra Receipts in the OCS	-	-	-
Other adjustments	-	-	-
Net Operating Cost (Accounts)	13,543	13,093	9,625
<i>Adjustments to remove:</i>			
capital grants to local authorities	-	-	-
capital grants financed from the Capital Modernisation Fund	-	-	-
European Union income and related adjustments	-	-	-
voted expenditure outside the budget	-	-	-
<i>Adjustments to additionally include:</i>			
other Consolidated Fund Extra Receipts	-	-	-
resource consumption of non departmental public bodies	-	-	-
unallocated resource provision	-	-	-
Other adjustments	-	-	-
Resource Budget Outturn (Budget)	13,543	13,093	9,625
<i>of which:</i>			
Departmental Expenditure Limits (DEL)	13,543	13,093	9,625
Annually Managed Expenditure (AME)	-	-	-

Reconciliation of capital expenditure between Estimates and Budgets

	£'000		
	2004-05 Provision	2003-04 Provision	2002-03 Outturn
Net Voted Capital Outturn (Estimates)	3,400	5,250	1,807
<i>Adjustments to remove:</i>			
gains / losses from sale of capital assets	-	-	-
<i>Adjustments to additionally include:</i>			
other Consolidated Fund Extra Receipts	-	-	-
capital spending by non-departmental public bodies	-	-	-
capital grants to local authorities	-	-	-
capital grants financed by the Capital Modernisation Fund	-	-	-
local authority credit approvals	-	-	-
capital spending by levy funded bodies	-	-	-
unallocated capital provision	-	-	-
Other adjustments	-	-	-
Capital Budget Outturn (Budget)	3,400	5,250	1,807
<i>of which:</i>			
Departmental Expenditure Limits (DEL)	3,400	5,250	1,807
Annually Managed Expenditure (AME)	-	-	-

Notes to the Main Estimate *(continued)*

Explanation of Accounting Officer responsibilities

The Treasury has appointed the Permanent Head of the HM Procurator General and Treasury Solicitor, Dame Juliet Wheldon, as Accounting Officer of the Department with responsibility for preparing the Department's Estimate. An additional Accounting Officer, Stephen Wooler, has been appointed for HM Crown Prosecution Service Inspectorate (HMCPPI), which became part of this estimate on 1 April 2001.

The responsibilities of an Accounting Officer, including responsibility for the propriety and regularity of the public finances for which an Accounting Officer is answerable, for keeping proper records and for safeguarding the Department's assets, are set out in the Accounting Officers' Memorandum issued by the Treasury and published in *Government Accounting*. In the case of the HMCPPI, these responsibilities are delegated to an Additional Accounting Officer (the Chief Inspector) by means of a Framework Document, which sets out his relationship with the Principal Accounting Officer and his responsibilities of HMCPPI's element of the Estimate.

Analysis of appropriations in aid (A in A)

	£'000					
	2004-05		2003-04		2002-03	
	Operating	Non-	Operating	Non-	Operating	Non-
A in A	operating	A in A	operating	A in A	operating	A in A
	provision	provision	provision	provision	outturn	outturn
RfR 1: Providing comprehensive and competitive legal services to government departments and publicly funded bodies						
Income from time charges, Crown Nominee Accounts in respect of Bona Vacantia and other miscellaneous income (eg tenant income and photocopying charges)	36,113	—	40,113	—	35,026	—
Income from disbursement charges	37,203	—	37,203	—	30,704	—
Total RfR 1	73,316*	—	77,316	—	65,730	—

*Amount that may be applied as appropriations-in-aid in addition to the net total, arising from legal and administrative services provided, charges for bona vacantia work, recovery of costs for tenants in jointly occupied buildings and European Fast Streamers.

Administration cost limits and Departmental Expenditure Limits

	£'000		
	Gross provision	Income	Total administration costs limit
Gross administration costs limits	—	—	—
Net administration costs limits	46,105	-36,113	9,992

Notes to the Main Estimate *(continued)*

Departmental Expenditure Limits (DEL)	£'000		
	Voted*	Non-voted	Total
Resource DEL	13,543	—	13,543
Capital DEL	3,400	—	3,400
Less depreciation	-917	—	-917
Total DEL	16,026	—	16,026

- * i. *Capital DEL includes items treated as resource in Estimates and Accounts, but which are treated as part of Capital DEL, under stage 2 of Resource Accounting and Budgeting, as implemented in the 2002 Spending Review*
- ii. *Excludes EU receipts included in Estimates, but excluded in Budgets*

Comparison of provision sought with final provision and forecast outturn for the previous year

The total net resource sought for 2004-05 of £13,543,000 is 3.4 per cent higher than both the final provision and the forecast outturn for 2003-04 of £13,093,000.

Cash which may be retained to offset expenditure

	£'000		
	2004-05 provision	2003-04 provision	2002-03 outturn
Cash which may be retained by the Department to offset expenditure in the year due to its relationship with income (operating and non-operating) that has been or will be appropriated in aid	73,316	77,316	65,730