
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 2005 Departmental Report of the Law Officers' Departments (Cm 6531).

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 a net operating cost control, allowing 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. This 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 6531.

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	13,774,000
Total net resource requirement	13,774,000
Net cash requirement	15,356,000

Amounts required in the year ending 31 March 2006 for expenditure by HM Procurator General and Treasury Solicitor's Department, 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 **Treasury Solicitor** will account for this Estimate.

	Net total	Allocated in Vote on Account	Balance to complete
	£	£	£
RfR 1	13,774,000	6,094,000	7,680,000
Total net resource requirement	13,774,000	6,094,000	7,680,000
Net cash requirement	15,356,000	6,537,000	8,819,000

Part II: Subhead detail

£'000

2005-06						2004-05 Provision	2003-04 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									
46,273	40,817	-	87,090	73,316	13,774	4,000	-	17,024	8,940
Spending in Departmental Expenditure Limits (DEL)									
<i>Central Government spending</i>									
A TSD Administration									
38,614	885	-	39,499	36,113	3,386	-	-	7,127	1,512
B TSD Other									
-	-	-	-	-	-	3,970	-	-	-
C LSLO Administration									
3,698	22	-	3,720	-	3,720	30	-	4,129	3,387
D Operational Costs									
-	39,900	-	39,900	37,203	2,697	-	-	1,797	551
E CPSI Administration									
3,961	10	-	3,971	-	3,971	-	-	3,971	3,490
Total for Estimate:									
46,273	40,817	-	87,090	73,316	13,774	4,000	-	17,024	8,940

Part II: Resource to cash reconciliation

	£'000		
	2005-06 Provision	2004-05 Provision	2003-04 Outturn
Net Total Resources	13,774	17,024	8,940
Voted capital items			
Capital	4,000	6,414	2,149
Less Non-operating A-in-A	-	-	-
Total net voted capital	<u>4,000</u>	<u>6,414</u>	<u>2,149</u>
Accruals to cash adjustment			
Adjustments to remove non-cash items:			
Cost of Capital charges	-1,982	-1,982	-1,139
Depreciation	-917	-4,398	-1,287
New provisions and adjustments to previous provisions	-	-	-
Profit (+) / loss (-) on sale of assets	-	-	-
Prior period adjustments	-	-	-
Other non-cash items	-100	-100	295
Increase (+) / Decrease (-) in stock	-1,000	-1,000	4,007
Increase (+) / Decrease (-) in debtors	500	500	206
Increase (-) / Decrease (+) in creditors	1,020	1,020	-302
Use of provisions	<u>61</u>	<u>63</u>	<u>443</u>
Total accruals to cash adjustments	-2,418	-5,897	2,223
Excess cash to be CFERd	-	-	-
Net Cash Requirement	15,356	17,541	13,312

Part III: Extra receipts payable to the Consolidated Fund

No CFER income or receipts are expected in 2005-06. None were received in 2004-05 or 2003-04.

Forecast Operating Cost Statement

	2005-06 Provision	2004-05 Provision	2003-04 Outturn	£'000
Net administration costs:				
RfR 1	10,160	10,829		7,102
Net programme costs:				
RfR 1	3,614	6,195		1,838
Total net programme costs	<u>3,614</u>	<u>6,195</u>	<u>1,838</u>	
Total Net Operating Cost	13,774	17,024		8,940
<i>of which:</i>				
Net Resource Outturn	13,774	17,024		8,940
CFERs	-	-		-
Non-voted expenditure	-	-		-
Resource Budget Outturn	13,774	17,024		8,940

Notes to the Main Estimate

Reconciliation of resource expenditure between Estimates, Accounts and Budgets

	£'000		
	2005-06	2004-05	2003-04
	Provision	Provision	Outturn
Net Resource Outturn (Estimates)	13,774	17,024	8,940
<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)	13,774	17,024	8,940
<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)	13,774	17,024	8,940
<i>of which:</i>			
Departmental Expenditure Limits (DEL)	13,774	17,024	8,940
Annually Managed Expenditure (AME)	-	-	-

Reconciliation of capital expenditure between Estimates and Budgets

	£'000		
	2005-06	2004-05	2003-04
	Provision	Provision	Outturn
Net Voted Capital Outturn (Estimates)	4,000	6,414	2,149
<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)	4,000	6,414	2,149
<i>of which:</i>			
Departmental Expenditure Limits (DEL)	4,000	6,414	2,149
Annually Managed Expenditure (AME)	-	-	-

Notes to the Main Estimate *(continued)*

Explanation of Accounting Officer responsibilities

In accordance with Government Resources and Accounts Act 2000 the Treasury has made the following Accounting Officer appointment for the Request for Resources within this Estimate.

Request for Resources 1: Dame Juliet Wheldon, DCB, QC

Dame Juliet Wheldon, as the Principal Accounting Officer (PAO) of the HM Procurator General and Treasury Solicitor has personal responsibility for the proper presentation of the HM Procurator General and Treasury Solicitor's resource accounts as prescribed in legislation or by the Treasury and their transmission to the Comptroller and Auditor General. The PAO, as the permanent head, in addition to the responsibilities for the assigned RfR, remains in general overall charge of the HM Procurator General and Treasury Solicitor's Department.

The responsibilities of an Accounting Officer are set out in Annex 4.1 of Government Accounting. In essence these responsibilities include a personal responsibility for the propriety and regularity of the public finances for which they are answerable; for the keeping of proper accounts; for prudent and economical administration; for the avoidance of waste and extravagance; and the efficient and effective use of all available resources. In addition, the Accounting Officer must ensure that there is a sound system of internal control to support the achievement of the HM Procurator General and Treasury Solicitor's aims and objectives; and should regularly review the effectiveness of that system.

Analysis of appropriations in aid (A in A)

	£'000					
	2005-06 provision		2004-05 provision		2003-04 outturn	
	Operating A in A	Non- operating A in A	Operating A in A	Non- operating A in A	Operating A in A	Non- operating A in A
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	—	42,204	—	42,219	—
Income from Disbursement charges	37,203	—	37,203	—	32,345	—
Total RfR 1	73,316*	—	80,407	—	74,564	—
<i>of which: Administration Budgets</i>	—	—	—	—	—	—

*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.

Notes to the Main Estimate (continued)**Departmental Expenditure Limits and Administration Budgets****£'000**

Details of 2005-06 Departmental Expenditure Limits (DEL) and Administration budget limits

	Voted*	Non-voted	Total
Resource DEL	13,774	—	13,774
<i>of which: Administration Budgets</i>	<i>10,160</i>	<i>61</i>	<i>10,221</i>
Capital DEL**	4,000	—	4,000
Less depreciation†	-917	—	-917
Total DEL	16,857	—	16,857

* Excludes EU receipts included in Estimates, but excluded in Budgets.

** 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.

† Depreciation, which forms part of resource DEL, is excluded from total DEL since capital DEL includes capital spending and to include depreciation of those assets would lead to double counting.

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

The total net resource sought for 2005-06 of £13,774,000 is 19.1% per cent lower than the final net provision and forecast outturn for 2004-05 of £17,024,000.

Cash which may be retained to offset expenditure**£'000**

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

	2005-06 provision	2004-05 provision	2003-04 outturn
	73,316	80,407	74,564