STATUTORY INSTRUMENTS

# 2003 No. 1034

# **IMMIGRATION**

The Special Immigration Appeals Commission (Procedure) Rules 2003

Made - - - Ist April 2003

Coming into force in accordance with rule 1

# THE SPECIAL IMMIGRATION APPEALS COMMISSION (PROCEDURE) RULES 2003

## PART 1

## INTRODUCTION

- 1. Citation and commencement
- 2. Interpretation
- 3. Scope of these Rules
- 4. General duty of Commission
- 5. Delegated powers

# PART 2

# APPEALS TO THE COMMISSION UNDER THE 1997 ACT

- 6. Scope of this Part
- 7. Starting an appeal
- 8. Time limit for appealing
- 9. Contents of notice of appeal
- 10. Secretary of State's reply
- 11. Variation of grounds of appeal
- 12. Hearing of appeal

#### PART 3

# CERTIFICATION: APPEALS

- 13. Scope of this Part
- 14. Notice of appeal
- 15. Time limit for appealing
- 16. Secretary of State's reply

- 17. Variation of grounds of appeal
- 18. Hearing of appeal
- 19. Determination of appeal

#### PART 4

#### CERTIFICATION: REVIEWS

- 20. Scope of this Part
- 21. Commencement of first review
- 22. Application for review
- 23. Method of conducting review
- 24. Evidence and written submissions
- 25. Determination of review

#### PART 5

### APPLICATIONS FOR LEAVE TO APPEAL FROM COMMISSION

- 26. Scope of this Part
- 27. Application for leave to appeal

# PART 6

#### BAIL

- 28. Scope of this Part and interpretation
- 29. Application for bail
- 30. Bail hearing and decision
- 31. Application of this Part to Scotland

#### PART 7

#### GENERAL PROVISIONS

- 32. Parties
- 33. Representation of parties
- 34. Appointment of special advocate
- 35. Functions of special advocate
- 36. Special advocate: communicating about proceedings
- 37. Closed material
- 38. Consideration of Secretary of State's objection
- 39. Directions
- 40. Failure to comply with directions
- 41. Notification of hearing
- 42. Adjournment of hearing
- 43. Hearings in private
- 44. Evidence
- 45. Summoning of witnesses
- 46. Hearing two or more proceedings together
- 47. Giving of determination
- 48. Application by Secretary of State for reconsideration of decision
- 49. Filing and service of documents
- 50. Address for service
- 51. Calculation of time
- 52. Signature of documents
- 53. Errors of procedure

### 54. Correction of orders and determinations

# PART 8

# REVOCATIONS AND TRANSITIONAL PROVISIONS

- 55. Revocations
- 56. Transitional provisions Signature Explanatory Note