



# Anti-terrorism, Crime and Security Act 2001

## 2001 CHAPTER 24

### PART 4

#### IMMIGRATION AND ASYLUM

##### *Suspected international terrorists*

#### **27 Appeal and review: supplementary**

- (1) The following provisions of the Special Immigration Appeals Commission Act 1997 (c. 68) shall apply in relation to an appeal or review under section 25 or 26 as they apply in relation to an appeal under section 2 of that Act—
  - (a) section 6 (person to represent appellant's interests),
  - (b) section 7 (further appeal on point of law), and
  - (c) section 7A (pending appeal).
- (2) The reference in subsection (1) to an appeal or review does not include a reference to a decision made or action taken on or in connection with—
  - (a) an application under section 25(5)(b) or 26(4)(a) of this Act, or
  - (b) subsection (8) below.
- (3) Subsection (4) applies where—
  - (a) a further appeal is brought by virtue of subsection (1)(b) in connection with an appeal or review, and
  - (b) the Secretary of State notifies the Commission that in his opinion the further appeal is confined to calling into question one or more derogation matters within the meaning of section 30 of this Act.
- (4) For the purpose of the application of section 26(2) and (3) of this Act the determination by the Commission of the appeal or review in connection with which the further appeal is brought shall be treated as a final determination.

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*Status: This is the original version (as it was originally enacted).*

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- (5) Rules under section 5 or 8 of the Special Immigration Appeals Commission Act 1997 (general procedure; and leave to appeal) may make provision about an appeal, review or application under section 25 or 26 of this Act.
- (6) Subject to any provision made by virtue of subsection (5), rules under section 5 or 8 of that Act shall apply in relation to an appeal, review or application under section 25 or 26 of this Act with any modification which the Commission considers necessary.
- (7) Subsection (8) applies where the Commission considers that an appeal or review under section 25 or 26 which relates to a person's certification under section 21 is likely to raise an issue which is also likely to be raised in other proceedings before the Commission which relate to the same person.
- (8) The Commission shall so far as is reasonably practicable—
  - (a) deal with the two sets of proceedings together, and
  - (b) avoid or minimise delay to either set of proceedings as a result of compliance with paragraph (a).
- (9) Cancellation by the Commission of a certificate issued under section 21 shall not prevent the Secretary of State from issuing another certificate, whether on the grounds of a change of circumstance or otherwise.
- (10) The reference in section 81 of the Immigration and Asylum Act 1999 (c. 33) (grants to voluntary organisations) to persons who have rights of appeal under that Act shall be treated as including a reference to suspected international terrorists.