

---

STATUTORY INSTRUMENTS

---

**2002 No. 1716**

**The Immigration Services Tribunal (Amendment) Rules 2002**

**Amendments to the Immigration Services Tribunal Rules 2000**

3.—(1) Rule 21 shall be re-numbered as rule 21(1).

(2) In rule 21(1) as so re-renumbered, the words “At the hearing of an appeal or charge” shall be omitted.

(3) After rule 21(1) there shall be inserted:—

“(2) The right conferred by paragraph (1) extends to every hearing before the Tribunal in connection with an appeal or charge, including in particular—

- (a) the hearing of the appeal or charge;
- (b) a preliminary hearing; and
- (c) a hearing to consider whether—
  - (i) to give a person permission to appeal out of time;
  - (ii) to make, cancel or vary a direction under paragraph 8 of Schedule 7 (suspending the effect of a relevant decision);
  - (iii) to make a direction under paragraph 9(3) of Schedule 5 (restricting or prohibiting the provision of immigration advice or immigration services while the Tribunal deals with a charge);
  - (iv) to make any other procedural direction; or
  - (v) to give effect to a draft order settling proceedings by consent;

but this rule is without prejudice to any right of the Tribunal to make a decision on any of the matters listed in sub-paragraph (c) without a hearing.”.