
STATUTORY INSTRUMENTS

2003 No. 1034

The Special Immigration Appeals
Commission (Procedure) Rules 2003

PART 1

INTRODUCTION

Interpretation

2.—(1) In these Rules—

“the 1997 Act” means the Special Immigration Appeals Commission Act 1997⁽¹⁾;

“the 2001 Act” means the Anti-terrorism, Crime and Security Act 2001;

“the 2002 Act” means the Nationality, Immigration and Asylum Act 2002⁽²⁾;

“appellant” means a person appealing to the Commission, and in Part 7 is to be interpreted as additionally including—

(i) in relation to applications for permission to appeal or applications for bail, the applicant; and

(ii) in relation to reviews, the person certified;

“certification” means certification of a person by the Secretary of State under section 21(1) of the 2001 Act and, unless the context requires otherwise, “certified” and “certificate” are to be interpreted accordingly;

“chairman” means the chairman of the Commission;

“Commission” means the Special Immigration Appeals Commission;

“Immigration Acts” means the Acts referred to in section 158(1) of the 2002 Act;

“proceedings” means any appeal or application to, or review held by, the Commission;

“relevant law officer” has the meaning given by section 6(2) of the 1997 Act;

“review” means a review of certification by the Commission under section 26 of the 2001 Act;

“special advocate” means a person appointed under section 6(1) of the 1997 Act to represent the interests of a party to proceedings;

“United Kingdom Representative” means the United Kingdom Representative of the United Nations High Commissioner for Refugees.

(2) In relation to an appeal to the Commission under section 2B of the 1997 Act⁽³⁾ against a decision which was made by a person exercising the functions of the Secretary of State pursuant to

⁽¹⁾ 1997 c. 68. The 1997 Act is amended by section 35 of the 2001 Act and by section 4 of and Schedule 7 to the 2002 Act.

⁽²⁾ 2002 c. 41.

⁽³⁾ 1997 c. 68. Section 2B is inserted by section 4(2) of the 2002 Act.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

section 43 of the British Nationality Act 1981⁽⁴⁾, references in these Rules to the Secretary of State are to be read as if they referred to the person who made the decision.

⁽⁴⁾ 1981 c. 61.