
STATUTORY INSTRUMENTS

2003 No. 1034

**The Special Immigration Appeals
Commission (Procedure) Rules 2003**

PART 4

CERTIFICATION: REVIEWS

Evidence and written submissions

24.—(1) Subject to any directions given by the Commission, the parties must file and serve any evidence and written submissions for a review, and the special advocate must file and serve any written submissions, in accordance with this rule.

(2) The person certified must, not later than 28 days before the review is to commence, file with the Commission and serve on the Secretary of State—

- (a) any written evidence which he wishes the Commission to take into account upon the review; and
- (b) any written submissions.

(3) The Secretary of State must, not later than 14 days before the review is to commence, file with the Commission—

- (a) a statement of the reasons for the continuation of the certificate;
- (b) any written evidence upon which the Secretary of State relies to support the continuation of the certificate, other than evidence already filed upon a previous appeal against or review of the certificate;
- (c) if he relies upon evidence already filed, a statement identifying that evidence and confirming that it remains true; and
- (d) any written submissions.

(4) Unless the Secretary of State objects to the material filed under paragraph (3) being disclosed to the person certified or his representative, he must serve a copy of the material on the person certified at the same time as filing it.

(5) Where the Secretary of State objects to material filed under paragraph (3) being disclosed to the person certified or his representative, rules 37 and 38 shall apply.

(6) The person certified may, not later than the date on which the review is to commence, file with the Commission and serve on the Secretary of State any evidence or written submissions in reply to the material served by the Secretary of State.

(7) Where a special advocate is appointed for the purposes of a review he may, not later than the date on which the review is to commence, file with the Commission and serve on the Secretary of State any written submissions.