
STATUTORY INSTRUMENTS

2005 No. 230

The Asylum and Immigration Tribunal (Procedure) Rules 2005

PART 2

Appeals to the Tribunal

Adjournment of appeals

- 21.**—(1) Where a party applies for an adjournment of a hearing of an appeal, he must—
- (a) if practicable, notify all other parties of the application;
 - (b) show good reason why an adjournment is necessary; and
 - (c) produce evidence of any fact or matter relied upon in support of the application.
- (2) The Tribunal must not adjourn a hearing of an appeal on the application of a party, unless satisfied that the appeal cannot otherwise be justly determined.
- (3) The Tribunal must not, in particular, adjourn a hearing on the application of a party in order to allow the party more time to produce evidence, unless satisfied that—
- (a) the evidence relates to a matter in dispute in the appeal;
 - (b) it would be unjust to determine the appeal without permitting the party a further opportunity to produce the evidence; and
 - (c) where the party has failed to comply with directions for the production of the evidence, he has provided a satisfactory explanation for that failure.
- (4) Where the hearing of an appeal is adjourned, the Tribunal will fix a new hearing date which—
- (a) shall be not more than 28 days after the original hearing date, unless the Tribunal is satisfied that because of exceptional circumstances the appeal cannot justly be heard within that time; and
 - (b) shall in any event be not later than is strictly required by the circumstances necessitating the adjournment.