

SCHEDULE 1

Appeals to the Special Immigration Appeals Commission

PART 1

Certification of appealable decisions on national security etc. grounds

Certification that decision was taken on national security etc. grounds

1.—(1) The Secretary of State may certify an appealable decision under this paragraph if it was taken—

- (a) by the Secretary of State wholly or partly on a ground listed in sub-paragraph (2), or
- (b) in accordance with a direction of the Secretary of State which identifies the person to whom the decision relates and which is given wholly or partly on a ground listed in sub-paragraph (2).

(2) The grounds are that the person's exclusion or removal from the United Kingdom is—

- (a) in the interests of national security, or
- (b) in the interests of a relationship between the United Kingdom and another country.

(3) In this paragraph any reference to the Secretary of State is to the Secretary of State acting in person.

Commencement Information

I1 Sch. 1 para. 1 in force at 31.1.2020 on exit day, see reg. 1(2) and 2018 c. 16, s. 20(1)-(5)

Certification that decision was taken on information which cannot be disclosed for reasons of national security etc.

2.—(1) The Secretary of State may certify an appealable decision under this paragraph if it was taken wholly or partly in reliance on information which the Secretary of State considers must not be made public—

- (a) in the interests of national security,
- (b) in the interests of a relationship between the United Kingdom and another country, or
- (c) otherwise in the public interest.

(2) In this paragraph any reference to the Secretary of State is to the Secretary of State acting in person.

Commencement Information

I2 Sch. 1 para. 2 in force at 31.1.2020 on exit day, see reg. 1(2) and 2018 c. 16, s. 20(1)-(5)

Effect of certification: appeal pending before the Tribunal

3. Where a certificate is given under paragraph 1 or 2 in relation to a decision in respect of which an appeal is pending to the Tribunal, the appeal lapses.

Changes to legislation: There are currently no known outstanding effects for the The Immigration (Citizens' Rights Appeals) (EU Exit) Regulations 2020, PART 1. (See end of Document for details)

Commencement Information

I3 Sch. 1 para. 3 in force at 31.1.2020 on exit day, see reg. 1(2) and 2018 c. 16, s. 20(1)-(5)

Changes to legislation:

There are currently no known outstanding effects for the The Immigration (Citizens' Rights Appeals) (EU Exit) Regulations 2020, PART 1.