**Tribunal Procedure Committee**

**Consultation on possible changes to the First-tier Tribunal (Immigration and Asylum Chamber) Rules and the Upper Tribunal Rules arising from Nationality and Borders Act 2022**

**Questionnaire**

We would welcome responses to the following questions set out in the consultation paper. Please return the completed questionnaire by **27 October 2022** to **19 January 2023**

Tribunal Procedure Committee Secretariat

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| --- | --- |
| **Respondent name** |   |
| **Organisation** |  |

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| --- |
| **Question 1:** Do you agree that rules relating to expedited and related appeals should be contained in a separate schedule? If not, why not? |
| Comments: |
| **Question 2:** What approach should the Tribunal Procedure Committee take to drafting rules for expedited and related appeals? Should the Tribunal Procedure Committee seek to replicate the current approach in the First-tier Tribunal Immigration and Asylum Chamber or apply a more traditional appeal structure? If so, why? |
| Comments: |
| **Question 3**: Do you agree with the timeframes suggested by the Tribunal Procedure Committee? If not, what alternative timeframe would you suggest and why? |
| Comments: |
| **Question 4:** Do you agree with the proposed Rule 6? If not, why not? |
| Comments: |
| **Question 5:** Do you agree with the proposed Rule 7? If not, why not? |
| Comments: |
| **Question 6:** Do you agree with the proposed First-tier Tribunal Rules? If not, why not? |
| Comments: |
| **Question 7:** Do you have any other comments on the suggested rules relating to Priority Removal Notices? |
| Comments: |
| **Question 8:** Do you agree that rules relating to accelerated detained appeals should be contained in a separate schedule? If not, why not? |
| Comments: |
| **Question 9**: Do you agree that accelerated detained appeals should follow a similar approach to that currently operating in the First-tier Tribunal Immigration and Asylum Chamber, rather than a more traditional sequence? If not, why not? |
| Comments: |
| **Question 10:** Do you agree with the deadlines proposed in the draft rules? If not, why not?  |
| Comments: |
| **Question 11:** Do you agree with the approach to removal of an appeal from the accelerated detained rules contained in draft Rule 17? If not, why not? |
| Comments: |
| **Question 12:** If you believe there should be any rule in addition to draft Rule 17, what rule would be desirable and why? |
| Comments: |
| **Question 13:** Do you agree with the requirement of a suitability review contained in draft Rule 10? If not, why not? |
| Comments: |
| **Question 14:** If there is to be a suitability review contained in the rules, when should it take place, and why? |
| Comments: |
| **Question 15:** If there is to be a suitability review contained in the rules, to what extent should the rules require it to take place at a hearing, rather than being considered on the papers? Why? |
| Comments: |
| **Question 16:** Do you have any further comments on the suitability review issue or the drafting of Rule 10? |
| Comments: |
| **Question 17:** Do you agree with the draft Rule 13? If not, why not? |
| Comments: |
| **Question 18:** Do you agree with the proposed changes to the Upper Tribunal Rules? If not, why not? |
| Comments: |
| **Question 19:** Do you have any other comments on the rules relating to Accelerated Detained Appeals? |
| Comments: |
| **Question 20:** Do you agree with the proposed Rule 24B? If not, why not? |
| Comments: |
| **Question 21:** Do you believe that any further rules changes are needed to deal with interim relief applications? If so, what changes and why? |
| Comments: |
| **Question 22**: Do you think that there should be an interested party rule in age assessment cases? Why? |
| Comments: |
| **Question 23:** Do you agree that Rule 29(3A) should be amended as proposed in order to give effect to s8(1A) Asylum and Immigration (Treatment of Claimants etc) Act 2004 and s22 Nationality and Boarders Act 2022? If not, why not? |
| Comments: |
| **Question 24:** Do you agree that Rule 14 should be amended to harmonise it with similar rules in other Chambers? If not, why not? |
| Comments: |
| **Question 25:** Do you have any further comments? |
| Comments:  |