**Tribunal Procedure Committee**

**Consultation on Tribunal Procedure (First-tier Tribunal) (Immigration and Asylum Chamber) Rules 2014 and Tribunal Procedure (Upper Tribunal) Rules 2008 in relation to detained appellants**

**Questionnaire**

We would welcome responses to the following questions set out in the consultation paper. Please return the completed questionnaire by  **04 October 2018** to:

Tony Allman-Secretary to the Tribunal Procedure Committee

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

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| *Question 1: Do you think there should be specific rules setting down time limits in cases where an appellant is detained in an Immigration Removal Centre that differ from those in the Principal Rules?* |
| Comments: |
| *Question 2: How long is it reasonable to expect most appellants detained in an Immigration Removal Centre to be able to:*   * 1. *Lodge a notice of appeal after receiving a decision?*   2. *Prepare for a hearing after lodging a notice of appeal?*   3. *Request permission to appeal after receiving a judgment?*   4. *Renew a request to appeal to the UT after permission is refused by the FTT?* |
| Comments: |
| *Question 3: How long is it reasonable to expect the respondent to be able to:*   * 1. *provide the relevant documents after receiving the notice of appeal?*   2. *Request permission to appeal after receiving a judgment?*   3. *Renew a request to appeal to the UT after permission is refused by the FTT?* |
| Comments: |
| *Question 4: Should the rules impose time limits on judges dealing with appeals where a party is detained? In particular, should the rules require that:*   1. *Judges produce a decision within a specified timeframe; if so, what should that timeframe be?* 2. *FT Judges produce a decision on an application for permission to appeal within a specified timeframe; if so what should that timeframe be?* 3. *UT Judges produce a decision on an application for permission to appeal within a specified timeframe; if so what should that timeframe be?* |
| Comments: |
| *Question 5: If specific rules were made in relation to cases where an appellant is detained, should they also provide for a case management review in all cases? Should such a case management review involve a hearing?* |
| Comments: |
| *Question 6: If specific rules were made in relation to cases where an appellant is detained, should the rules apply a different rule to adjournments than the Principal Rules? In particular, a) should the rules apply a different test when deciding whether a case should be adjourned; and b) should they require that the case be relisted within a particular timescale?* |
| Comments: |
| *Question 7: Should the time spent in detention outside the tribunal process affect any decision on potential fast track rules?* |
| Comments: |
| *Question 8: Do you have any other comments?* |
| Comments: |