

Status: Point in time view as at 15/02/2010.

Changes to legislation: There are currently no known outstanding effects for the The Asylum and Immigration Tribunal (Procedure) (Amendment No. 2) Rules 2007 (revoked). (See end of Document for details)

STATUTORY INSTRUMENTS

2007 No. 3170 (L. 30)

IMMIGRATION

**The Asylum and Immigration Tribunal
(Procedure) (Amendment No. 2) Rules 2007**

Made - - - - 6th November 2007
Laid before Parliament 7th November 2007
Coming into force - - 1st December 2007

The Lord Chancellor makes the following Rules in exercise of the powers conferred by sections 106(1) and (2) and 112(3) of the Nationality, Immigration and Asylum Act 2002 ^{M1}.

He has consulted the Administrative Justice and Tribunals Council in accordance with section 8 of the Tribunals and Inquiries Act 1992 ^{M2}.

Marginal Citations

- M1** 2002 c.41. Section 106 was amended by paragraph 21 of Schedule 2 to the [Asylum and Immigration \(Treatment of Claimants, etc.\) Act 2004 \(c.19\)](#).
- M2** 1992 c.53. The Administrative Justice and Tribunals Council has replaced the Council on Tribunals under section 44 of the [Tribunals, Courts and Enforcement Act 2007 \(c.15\)](#).

Citation and commencement

1. These Rules may be cited as the Asylum and Immigration Tribunal (Procedure) (Amendment No. 2) Rules 2007 and come into force on 1st December 2007.

Amendments to the Asylum and Immigration Tribunal (Procedure) Rules 2005

^{F1}2.

Textual Amendments

- F1** Rule. 2 revoked (15.2.2010) by [The Transfer of Functions of the Asylum and Immigration Tribunal Order 2010 \(S.I. 2010/21\)](#), art. 1, [Sch. 3](#)

3. After rule 49 of the Asylum and Immigration Tribunal (Procedure) Rules 2005 insert—

Status: Point in time view as at 15/02/2010.

Changes to legislation: There are currently no known outstanding effects for the The Asylum and Immigration Tribunal (Procedure) (Amendment No. 2) Rules 2007 (revoked). (See end of Document for details)

“Interpreters

49A. An appellant is entitled to the services of an interpreter—

- (a) when giving evidence; and
- (b) in such other circumstances as the Tribunal considers necessary.”.

Signed by authority of the Lord Chancellor

Ministry of Justice

Bridget Prentice
Parliamentary Under Secretary of State

EXPLANATORY NOTE

(This note is not part of the Rules)

These Rules amend the Asylum and Immigration Tribunal (Procedure) Rules 2005 (S.I. 2005/230) to give effect to Article 10(2) of Council Directive [2005/85/EC](#) of 1st December 2005 laying down minimum standards on procedures in Member States for granting and withdrawing refugee status (O.J. L326, 13/12/2005, p.13). They provide that decisions on applications for reconsideration to which the Directive applies must be served within a reasonable time and make express provision for the existing practice whereby an appellant may have an interpreter in certain circumstances.

Status:

Point in time view as at 15/02/2010.

Changes to legislation:

There are currently no known outstanding effects for the The Asylum and Immigration Tribunal (Procedure) (Amendment No. 2) Rules 2007 (revoked).