Status: _Point in time view as at 21/07/2020._
Changes to legislation: The Tribunal Procedure (Upper Tribunal) Rules 2008, Section 37A is up to date with all changes
known to be in force on or before 21 May 2024. There are changes that may be brought into force at a future date. Changes
that have been made appear in the content and are referenced with annotations. (See end of Document for details)

STATUTORY INSTRUMENTS

2008 No. 2698

The Tribunal Procedure (Upper Tribunal) Rules 2008

PART 5

Hearings

[**F1Coronavirus temporary rule (recording of remote hearings)**

37A.—(1) In the circumstances set out in paragraph (3), the Upper Tribunal must direct that the hearing be recorded, if practicable.

(2) Where the Upper Tribunal has made a direction under paragraph (1), it may direct the manner in which the hearing must be recorded.

(3) The circumstances referred to in paragraph (1) are that the hearing, or part of it, is—

  (a) held in private under rule 37(2ZA); or

  (b) only treated as held in public by virtue of a media representative being able to access the proceedings remotely while they are taking place.**]**

[**F2**(4)   On the application of any person, any recording made pursuant to a direction under paragraph (1) is to be accessed with the consent of the Upper Tribunal in such manner as the Upper Tribunal may direct.**]**

Textual Amendments
  F1   Rule 37A inserted (temp.) (10.4.2020) by virtue of The Tribunal Procedure (Coronavirus) (Amendment) Rules 2020 (S.I. 2020/416), rules 1(2), **5(4)**
  F2   Rule 37A(4) inserted (temp.) (21.7.2020) by virtue of The Tribunal Procedure (Amendment) Rules 2020 (S.I. 2020/651), rules 1(1), **5(11)** (with rule 1(2))