
STATUTORY INSTRUMENTS

2009 No. 1975

The Tribunal Procedure (Amendment No. 2) Rules 2009

Amendments to the Tribunal Procedure (Upper Tribunal) Rules 2008

13. In rule 14 (use of documents and information)—

- (a) omit paragraph (4); and
- (b) after paragraph (7) insert—

“(8) The Upper Tribunal may, on its own initiative or on the application of a party, give a direction that certain documents or information must or may be disclosed to the Upper Tribunal on the basis that the Upper Tribunal will not disclose such documents or information to other persons, or specified other persons.

(9) A party making an application for a direction under paragraph (8) may withhold the relevant documents or information from other parties until the Upper Tribunal has granted or refused the application.

(10) In a case involving matters relating to national security, the Upper Tribunal must ensure that information is not disclosed contrary to the interests of national security.

(11) The Upper Tribunal must conduct proceedings and record its decision and reasons appropriately so as not to undermine the effect of an order made under paragraph (1), a direction given under paragraph (2) or (8) or the duty imposed by paragraph (10).”.