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SENIOR PRESIDENT
OF TRIBUNALS

Practice Statement authorising Tribunal Caseworkers First-tier Tribunal (Immigration and Asylum Chamber) to carry out functions of a judicial nature

This Practice Statement replaces my previous Practice Statement with the same title dated 4 May 2018.

Having evaluated the performance of the Tribunals Caseworker delegation scheme in the First-tier Tribunal (Immigration and Asylum Chamber), I am content that the delegations should remain in place, subject to periodic reviews to be led by the Chamber President at intervals agreed by him.

1. I hereby approve that a member of staff appointed under section 40(1) of the Tribunals, Courts and Enforcement Act 2007 and designated as either a ‘Tribunal Caseworker’ or a ‘Case Officer’ by the Chamber President may carry out the following functions of the Immigration and Asylum Chamber of the First-tier Tribunal under the Tribunal Procedure (First-tier Tribunal) (Immigration and Asylum) Rules 2014 to the extent that that person has been authorised to exercise those functions by the Chamber President.
 - a. Giving directions in relation to the conduct or disposal of proceedings under Rule 4(2), including conducting Case Management Appointments;
 - b. Case management powers under Rule 4(3)(a), 4(3)(b), 4(3)(c), 4(3)(d), 4(3)(e), 4(3)(f), 4(3)(g), 4(3)(h), 4(3)(i), and 4(3)(k);
 - c. Striking out of an appeal for non-payment of fee and reinstatement under Rule 7;
 - d. Treating an appeal as abandoned or finally determined under Rule 16;
 - e. Withdrawal functions under Rule 17 (with the exception of Rule 17(2));

- f. Notice of appeal functions under Rule 19 (with the exception of Rule 19(7));
 - g. Late notice of appeal under Rule 20;
 - h. Circumstances in which the Tribunal may not accept a notice of appeal under Rule 22;
 - i. Issuing directions consequent upon any failure to comply with the mandatory requirements under Rules 23 and 24 in relation to entry clearance and other cases;
 - j. Clerical mistakes and accidental slips or omissions under Rule 31;
 - k. Bail applications under Rule 38;
 - l. Directing a party to show cause why an Order for wasted costs should not be made under Rule 9 but NOT the making of the actual Order.
2. All functions must be exercised in accordance with guidance issued by the Chamber President.
 3. In accordance with rule 3(4) of the Tribunal Procedure (First Tier Tribunal) (Immigration and Asylum Chamber) Rules 2014, within 14 days after the date that the Tribunal sends notice of a decision made by a Tribunal Caseworker pursuant to an approval under paragraph 1 above to a party, that party may apply in writing to the Tribunal for the decision to be considered afresh by a judge.

The Rt. Hon. Sir Ernest Ryder

Senior President of Tribunals

28 September 2018