

SCHEDULES

SCHEDULE 6

ILLEGAL WORKING CLOSURE NOTICES AND ILLEGAL WORKING COMPLIANCE ORDERS

Notice and orders: appeals

- 9 (1) An appeal against a decision—
- (a) to make, extend or vary an illegal working compliance order;
 - (b) not to discharge an illegal working compliance order;
 - (c) to order that an illegal working closure notice continues in force,
- may be made by a person on whom the illegal working closure notice was served under paragraph 4, or any other person who has an interest in the premises.
- (2) An appeal against a decision—
- (a) not to make an illegal working compliance order;
 - (b) not to extend a provision of an illegal working compliance order, or not to vary such an order, made on the application of an immigration officer;
 - (c) to vary or discharge an illegal working compliance order;
 - (d) not to order that an illegal working closure notice continues in force,
- may be made by an immigration officer.
- (3) An appeal under this paragraph—
- (a) if it is in relation to premises in England and Wales or Northern Ireland, is to the Crown Court,
 - (b) if it is in relation to premises in Scotland, is to the sheriff appeal court.
- (4) An appeal under this paragraph must be made within the period of 21 days beginning with the date of the decision to which it relates.
- (5) On an appeal under this paragraph the court may make whatever order it thinks appropriate.
- (6) The court must notify the relevant licensing authority if it makes an illegal working compliance order in relation to premises in England and Wales in respect of which a premises licence is in force.