
STATUTORY INSTRUMENTS

2002 No. 1379

The Social Security and Child Support (Decisions and Appeals) (Miscellaneous Amendments) Regulations 2002

14. [F¹In regulation 49 (procedure at oral hearings)—
- (a) for paragraph (6) there shall be substituted the following paragraph—

“(6) An oral hearing shall be in public except where the chairman, or in the case of an appeal tribunal which has only one member, that member, is satisfied that it is necessary to hold the hearing, or part of the hearing, in private—

 - (a) in the interests of national security, morals, public order or children;
 - (b) for the protection of the private or family life of one or more parties to the proceedings; or
 - (c) in special circumstances, because publicity would prejudice the interests of justice.”;
 - (b) for paragraph (7) there shall be substituted the following paragraph—

“(7) At an oral hearing—

 - (a) any party to the proceedings shall be entitled to be present and be heard; and
 - (b) the following persons may be present by means of a live television link—
 - (i) a party to the proceedings or his representative or both; or
 - (ii) where an appeal tribunal consists of more than one member, a tribunal member other than the chairman,provided that the person who constitutes or is the chairman of the tribunal gives permission and the appellant consents.”;
 - (c) in paragraph (9)—
 - (i) in sub-paragraph (b) the word “panel” shall be omitted; and
 - (ii) in sub-paragraph (d) the words “and the consent of every party to the proceedings actually present,” shall be omitted;
 - (d) for paragraph (10) ^{M1} there shall be substituted the following paragraph—

“(10) Nothing in paragraph (9) affects the rights of—

 - (a) any person mentioned in sub-paragraphs (a) and (b) of that paragraph where he is sitting as a member of a tribunal or acting as its clerk; or
 - (b) the clerk to the tribunal,and nothing in this regulation prevents the presence at an oral hearing of any witness or of any person whom the chairman, or in the case of an appeal tribunal which has only one member, that member, permits to be present in order to assist the appeal tribunal or the clerk.”;
- and

Changes to legislation: There are currently no known outstanding effects for the The Social Security and Child Support (Decisions and Appeals) (Miscellaneous Amendments) Regulations 2002, Section 14. (See end of Document for details)

(e) after paragraph (12) the following paragraph shall be added—

“(13) In this regulation “live television link” means a live television link or other facilities which allow a person who is not physically present at an oral hearing to see and hear proceedings and be seen and heard by those physically present.”.]

Textual Amendments

F1 Regs. 13-20 revoked (3.11.2008) by [Tribunals, Courts and Enforcement Act 2007 \(Transitional and Consequential Provisions\) Order 2008 \(S.I. 2008/2683\)](#), art. 1, **Sch. 2** (with arts. 3(3)(d), 4)

Marginal Citations

M1 Paragraph (10) was amended by [S.I. 2000/1596](#) but the amendment did not apply for tax credit purposes.

Changes to legislation:

There are currently no known outstanding effects for the The Social Security and Child Support (Decisions and Appeals) (Miscellaneous Amendments) Regulations 2002, Section 14.