
STATUTORY INSTRUMENTS

2008 No. 2699 (L. 16)

**TRIBUNALS AND INQUIRIES,
ENGLAND AND WALES**

**The Tribunal Procedure (First-tier Tribunal)
(Health, Education and Social Care Chamber) Rules 2008**

Made - - - - 9th October 2008

Laid before Parliament 15th October 2008

Coming into force 3rd November 2008

**THE TRIBUNAL PROCEDURE (FIRST-TIER TRIBUNAL)
(HEALTH, EDUCATION AND SOCIAL CARE CHAMBER)
RULES 2008**

PART 1

Introduction

1. Citation, commencement, application and interpretation
2. Overriding objective and parties' obligation to co-operate with the Tribunal
3. Alternative dispute resolution and arbitration

PART 2

General powers and provisions

4. Delegation to staff
5. Case management powers
- 5A. Coronavirus temporary rule (decisions without a hearing)
6. Procedure for applying for and giving directions
7. Failure to comply with rules etc.
8. Striking out a party's case
9. Substitution and addition of parties
10. Orders for costs
11. Representatives
12. Calculating time
13. Sending and delivery of documents
14. Use of documents and information

Changes to legislation: There are currently no known outstanding effects for the The Tribunal Procedure (First-tier Tribunal) (Health, Education and Social Care Chamber) Rules 2008. (See end of Document for details)

15. Evidence and submissions
16. Summoning of witnesses and orders to answer questions or produce documents
17. Withdrawal

PART 3

Proceedings before the Tribunal other than in mental health cases

CHAPTER 1

Before the hearing

18. Application of Part 3
19. Application for leave
20. The application notice
21. The response
22. Order that a school be regarded as not registered pending determination of an appeal

CHAPTER 2

Hearings

23. Decision with or without a hearing
24. Entitlement to attend a hearing
25. Notice of hearings
26. Public and private hearings
- 26A. Coronavirus temporary rule (recording of remote hearings)
27. Hearings in a party's absence
28. Power to pay allowances

CHAPTER 3

Decisions

29. Consent orders
30. Decisions

PART 4

Proceedings before the Tribunal in mental health cases

CHAPTER 1

Before the hearing

31. Application of Part 4
32. Procedure in mental health cases
33. Notice of proceedings to interested persons
34. Medical examination of the patient

CHAPTER 2

Hearings

35. Restrictions on disposal of proceedings without a hearing
36. Entitlement to attend a hearing
37. Time and place of hearings
38. Public and private hearings
39. Hearings in a party's absence
40. Power to pay allowances

CHAPTER 3

Decisions

41. Decisions
42. Provisional decisions

PART 5

Correcting, setting aside, reviewing and appealing Tribunal decisions

43. Interpretation
 44. Clerical mistakes and accidental slips or omissions
 45. Setting aside a decision which disposes of proceedings
 46. Application for permission to appeal
 47. Tribunal's consideration of application for permission to appeal
 48. Application for review in special educational needs cases
 49. Review of a decision
 50. Power to treat an application as a different type of application
- Signature

SCHEDULE — Cases in which the time for providing the application notice is within 3 months after written notice of the decision being challenged was sent to the applicant

Explanatory Note

Changes to legislation:

There are currently no known outstanding effects for the The Tribunal Procedure (First-tier Tribunal) (Health, Education and Social Care Chamber) Rules 2008.