

## **Immigration appeals (first – tier tribunal)**

If you wish to appeal against a Home Office visa or immigration decision, our barristers can advise and represent you via the public access scheme.

There are tight deadlines if you wish to appeal so you will need to act promptly. You will be required to pay a fee when submitting an appeal. If you are in receipt of asylum support, legal aid or services from your local council and under 18, you may not have to pay the fee.

You can ask just to submit an appeal form, or ask for a hearing at the First – tier Tribunal (Immigration and Asylum Chamber) – Our barristers can advise you about this. The First – tier can also decide to hold a hearing. If there is a hearing, the tribunal judge will hear from both sides before making a decision.

Please note that barristers are not allowed to do legal aid work on a Public Access basis.

If you would like to investigate the possibility of your financial means being such as to bring you within the scope of legal aid funding, you should contact a solicitor who undertakes work for the Legal Aid Agency.

Some cases are not suitable for public access. In this situation, we will be happy to suggest a firm of solicitors. Also unlike solicitors, barristers do not undertake the administrative management of a case including conducting litigation. You must be able to or have a suitable person to manage the day-to-day conduct of your case such as instruct experts and liaising with the Home Office or tribunal. It is your responsibility to ensure tribunal directions and deadlines are complied with by the due dates.

## *Timescales*

You must appeal a decision within 14 days (from within the UK) or 28 days (from outside the UK), therefore please contact the clerks as soon as possible.

Timescales for our services may vary depending on factors such as barristers' availability, the complexity of your case and the need for additional documents. You may also need advice and/or representation at short notice. If so, please contact the clerks and our barristers will aim to advise you and/or represent you at a hearing where possible.

## *Fees*

We charge fixed fees. These are calculated by using the hourly rates below for barristers in No5 Barristers' Chambers. The hourly rate applied is based upon the experience of the barrister, the complexity of the case and the urgency.

We are able to agree a fixed fee for a particular piece of work once we have reviewed the documents to get an idea of how much time is likely to be involved. A fixed fee means that we will charge you a set amount of money for the work. We are unable to provide a fixed fee for a barrister in advance of seeing the necessary documents as the issues in each case are different.

Once you have agreed the fee you will be provided with a public access agreement which sets out the terms on which the work is being undertaken and the fee. You will be required to return a signed copy of the agreement and make payment. Once we are in receipt of the signed agreement and funds, the barrister will undertake the work.

If we discover that the work is likely to take longer than what was initially anticipated we will discuss this with you and advise of any additional fees. It may be that further evidence or documents come to light that need to be considered. A tribunal hearing that was set to take one day will now take longer.

**Barristers' hourly rates:**

Under 5 years' experience: £75 - £125 per hour

5 – 10 years' experience: £125 - £225 per hour

10 – 15 years' experience: £175 - £275 per hour

Over 15 years' experience £225 - £350 per hour

Queens Counsel (QC): From £500 per hour

All fees are subject to VAT (where applicable).

Contact us

All information is correct as of January 2021, but fees are estimates only. For the most accurate fixed fee estimate, please contact the clerks on 0845 210 5555 (or e-mail [immigration@no5.com](mailto:immigration@no5.com)).