



An Binse um Achomhairc i dtaobh Cosaint Idirnáisiúnta

The International Protection Appeals Tribunal

International Protection Act 2015

Schedule 1A

International Protection Appeals – Accelerated Procedures

Appeal against a recommendation under section 39(3)(c).

(Recommendation to refuse both refugee and subsidiary protection status).

This form should ONLY be used where the recommendation includes findings under section 39(4)* resulting in use of accelerated appeals procedures.

Note: If necessary, you may attach additional pages to this form. Each additional page should be signed by you at the bottom.

Part 1: Type of appeal

[1.1] Refugee and Subsidiary Protection Refusal

I wish to appeal against the recommendation of the International Protection Officer under section 39(3)(c) of the International Protection Act 2015 that I should be given neither a refugee declaration nor a subsidiary protection declaration.

Part 2: Applicant's Details

[2.1] Personal Reference Number (e.g. 123456-16): _____

[2.2] Full Name: _____

[2.3] Any other Names used: _____

[2.4] Date of Birth: ____ ____ ____

[2.5] Address:

[2.6] Telephone Number(s) (if any): _____

[2.7] Nationality: _____

[2.8] Details of any dependants included in your appeal:

Name	Date of Birth	Male or female	Relationship to Applicant	Personal Ref. No.

[2.9] Details of any other family members living in the State:

Name	Date of Birth	Male or female	Relationship to Applicant	Personal Ref. No.

Note: If you have other family members with a claim for International Protection pending, the Tribunal may decide to hear the appeals together.

Part 3: Applicants under 18 and in the care of Tusla – The Child and Family Agency (if applicable)

[3.1] Name and address of Tusla – The Child and Family Agency representative:

[3.2] If you are in the care of a person other than a parent or Tusla – The Child and Family Agency, please insert here the name and address of that person.

Part 4: Legal Representation (if applicable)

[4.1] Do you have legal representation? Yes: ☐ No: ☐ (tick as appropriate)

[4.2] Name and Address of your legal representative:

[4.3] Telephone number: _____

[4.4] Email address: _____

Note: If you instruct a legal representative at a later stage of your appeal, you should inform the Tribunal of this immediately and provide the Tribunal with the relevant details. If you have a legal representative, all correspondence in relation to your appeal will be sent to them unless the International Protection Act 2015 requires it to be sent directly to you.

Part 5: Grounds of Appeal

[5.1] Ground 1:

[5.2] Ground 2:

[5.3] Ground 3:

Note: Please state clearly and concisely the grounds on which you are seeking to appeal the recommendation of the International Protection Officer. An appeal is not valid unless it specifies in writing the grounds of appeal.

- If you require more space, documentation should be listed on a separate sheet(s).

Part 6(A): Documentation received by the applicant from the International Protection Office/Minister

- Please list below all documents that accompanied the notification of recommendation issued to you by the International Protection Office/Minister.

[6A.1] Document 1: _____

[6A.2] Document 2: _____

[6A.3] Document 3: _____

- *If you require more space, documentation should be listed on a separate sheet(s)*
- **NB: You may be required by the Tribunal to supply the documents listed at 6(A) above.**

Part 6(B): Additional Documentation to be considered in your appeal.

[6B.1] Document 1: _____

[6B.2] Document 2: _____

[6B.3] Document 3: _____

- *Please list here all documents and/or records other than those listed at 6(A) above on which you propose to rely for the purposes of your appeal.*
- *If you require more space, documentation should be listed on a separate sheet(s).*
- **NB: The documents listed above at 6(B) must accompany this form.**

Part 7: Paper based appeals

[7.1] In accordance with section 43 of the International Protection Act 2015, the Tribunal, unless it considers it is not in the interests of justice to do so, shall make its decision in relation to an accelerated appeal without an oral hearing.

You may set out below any reasons why you are of the view that it is in the interests of justice that an oral hearing be held in your case.

Part 8: Application for Extension of Time (if applicable)

[8.1] Please set out the reasons why you were unable to lodge this appeal on time.

Note: If you are submitting this appeal outside of the time limits set out in the International Protection Act 2015 (Procedures and Periods for Appeals) Regulations 2017, you must apply for an extension of time within which to lodge your appeal.

Part 9: Authorisation and Confirmation of Applicant

[9.1] I confirm that the answers set out in this form are true and correct.

Signed: _____ Applicant

Date: ____ _

[9.2] I authorise my legal representative to act on my behalf in respect of all matters with the Tribunal and to receive all correspondence and documents relating to my appeal.

Signed: _____ Applicant

Date: ____ _

Note: This part must be signed by the applicant. Where the applicant is a minor, it should be signed on their behalf by a parent/guardian.

Information note

- Please complete all sections of the attached form that apply to your appeal.
- Correspondence relating to your appeal will be sent to the address previously provided by you to the Minister for Justice unless an alternative address is provided in the attached appeal application form. If you have a legal representative, correspondence in relation to your appeal will be sent to them.
- Your application must specify the grounds upon which your appeal is to be based as provided for in section 41(2)(b) of the International Protection Act 2015.
- Any additional information on which you intend to rely must be submitted with your application (unless previously submitted to the International Protection Officer).
- All documents which you submit should be originals where possible.
- You may withdraw your appeal at any time before the making of a decision by the Tribunal by sending a notice of withdrawal to the Tribunal.
- Your application for appeal may be deemed withdrawn if you fail to attend a scheduled oral hearing or where you are deemed to have failed in your duty to cooperate as provided for in section 45 of the International Protection Act 2015
- This form must be signed by the applicant. It cannot be signed by a legal representative on their behalf.

*Section 39(4) findings

This form should ONLY be used where the recommendation includes one or more of the following findings:

- (a) that the applicant, in submitting his or her application and in presenting the grounds of his or her application in his or her preliminary interview or personal interview or at any time before the conclusion of the examination, has raised only issues that are not relevant or are of minimal relevance to his or her eligibility for international protection;
- (b) that the applicant has made inconsistent, contradictory, improbably or insufficient representations which make his or her claim to be eligible for international protection clearly unconvincing;
- (c) that the applicant has failed without reasonable cause to make his or her application as soon as reasonably practicable having had the opportunity to do so;
- (d) that the applicant, for a reason referred to in section 32, is not in need of international protection;
- (e) that the applicant's country of origin is a safe country of origin.