**Tribunal Procedure Committee**

**Proposal to amend the Tribunal Procedure (First-Tier Tribunal) (Health, Education and Social Care Chamber) Rules 2008 in relation to pre-hearing examinations, and decisions without a hearing in the case of references by the hospital or Department of Health.**

**Questionnaire**

We would welcome responses to the following questions set out in the consultation paper. Please return the completed questionnaire by **11 June 2018** to:

Tony Allman-Secretary to the Tribunal Procedure Committee

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Email: tpcsecretariat@justice.gsi.gov.uk

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| **Respondent name** |   |
| **Organisation** |  |

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| 1. **Do you agree that the requirement that the First-tier Tribunal must conduct a PHE in all s.2 cases, and others where one has been requested, should be removed?**
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| Comments: |
| 1. **If the requirement were removed, do you consider that the First-tier Tribunal should have some discretion as to whether to conduct a PHE if it considers it appropriate?**
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| Comments: |
| 1. **Do you agree with the proposal that, with references to the tribunal, other than the exceptions set out in para. 3.2 above, (as opposed to applications from patients), a decision on the papers alone should become the default position, as outlined in the proposal above?**
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| Comments: |
| 1. **Are there any classes of case in which you consider that the First-tier Tribunal should always conduct an oral hearing, irrespective of whether the parties have expressed a preference?**
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| Comments: |
| 1. **Do you have any other comments on the proposals made, or on the operation of the rules generally?**
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| Comments: |