

Part 3	Heading	Is transferred and designated as Part 1003
§ 3.27	Public access to hearings	§ 1003.27
§ 3.28	Recording equipment	§ 1003.28
§ 3.29	Continuances	§ 1003.29
§ 3.30	Additional charges in deportation or removal hearings	§ 1003.30
§ 3.31	Filing documents and applications	§ 1003.31
§ 3.32	Service and size of documents	§ 1003.32
§ 3.33	Translation of documents	§ 1003.33
§ 3.34	Testimony	§ 1003.34
§ 3.35	Depositions and subpoenas	§ 1003.35
§ 3.36	Record of proceeding	§ 1003.36
§ 3.37	Decisions	§ 1003.37
§ 3.38	Appeals	§ 1003.38
§ 3.39	Finality of decision	§ 1003.39
§ 3.40	Local operating procedures	§ 1003.40
§ 3.41	Evidence of criminal conviction	§ 1003.41
§ 3.42	Review of credible fear determination	§ 1003.42
§ 3.43	Motions to reopen for suspension of deportation and cancellation of removal pursuant to section 203(c) of NACARA and section 1505(c) of the LIFE Act Amendments.	§ 1003.43
§ 3.44	Motion to reopen to apply for section 212(c) relief for certain aliens in deportation proceedings before April 24, 1996.	§ 1003.44
§ 3.46	Protective orders, sealed submissions in Immigration Courts	§ 1003.46
Subpart D—Reserved		
Subpart E		
§ 3.61	List	§ 1003.61
§ 3.62	Qualifications	§ 1003.62
§ 3.63	Applications	§ 1003.63
§ 3.64	Approval and denial of applications	§ 1003.64
§ 3.65	Removal of an organization or attorney from list	§ 1003.65
Subpart F—Reserved		
Subpart G		
§ 3.101	General provisions	§ 1003.101
§ 3.102	Grounds	§ 1003.102
§ 3.103	Immediate suspension and summary disciplinary proceedings; duty of practitioner to notify EOIR of conviction or discipline.	§ 1003.103
§ 3.104	Filing of complaints; preliminary inquiries; resolutions; referral of complaints	§ 1003.104
§ 3.105	Notice of Intent to Discipline	§ 1003.105
§ 3.106	Hearing and disposition	§ 1003.106
§ 3.107	Reinstatement after expulsion or suspension	§ 1003.107
§ 3.108	Confidentiality	§ 1003.108
§ 3.109	Discipline of government attorneys	§ 1003.109

4a. The authority citation for the newly redesignated part 1003 continues to read as follows:

Authority: 5 U.S.C. 301; 8 U.S.C. 1101 note, 1103, 1252 note, 1252b, 1324b, 1362; 28 U.S.C. 509, 510, 1746; sec. 2, Reorg. Plan No. 2 of 1950, 3 CFR, 1949–1953 Comp., p. 1002; section 203 of Pub. L. 105–100, 111 Stat. 2196–200; sections 1506 and 1510 of Pub. L. 106–386; 114 Stat. 1527–29, 1531–32; section 1505 of Pub. L. 106–554, 114 Stat. 2763A–326 to –328.

5. A new 8 CFR part 3 is added to read as follows:

PART 3—EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

Authority: 5 U.S.C. 301; 8 U.S.C. 1101 note, 1103, 1252 note, 1252b, 1324b, 1362; 28 U.S.C. 509, 510, 1746; sec. 2, Reorg. Plan No. 2 of 1950, 3 CFR, 1949–1953 Comp., p. 1002; section 203 of Pub. L. 105–100, 111 Stat. 2196–200; sections 1506 and 1510 of Pub. L. 106–386; 114 Stat. 1527–29, 1531–32; section 1505 of Pub. L. 106–554, 114 Stat. 2763A–326 to –328.

§ 3.0 Executive Office for Immigration Review

Regulations of the Executive Office for Immigration Review relating to the adjudication of immigration matters before immigration judges (referred to in some regulations as special inquiry

officers) and the Board of Immigration Appeals are located in 8 CFR chapter V, part 1003.

PART 1003—[FURTHER AMENDED]

6. Section 1003.1 is amended by revising paragraphs (g) and (h) and adding paragraphs (i) through (j) to read as follows:

§ 1003.1 Organization, jurisdiction, and powers of the Board of Immigration Appeals.

* * * * *

(g) *Decisions as precedents.* Except as Board decisions may be modified or overruled by the Board or the Attorney General, decisions of the Board, and