

## SCHEDULES

### SCHEDULE 11

#### EMPLOYMENT APPEAL TRIBUNAL

##### PART I

###### PROVISIONS AS TO MEMBERSHIP, SITTINGS, PROCEEDINGS AND POWERS

###### *Rules*

- 17 (1) The Lord Chancellor, after consultation with the Lord President of the Court of Session, shall make rules with respect to proceedings before the Appeal Tribunal.
- (2) Subject to those rules, the Tribunal shall have power to regulate its own procedure.
- 18 Without prejudice to the generality of paragraph 17 the rules may include provision—
- (a) with respect to the manner in which an appeal may be brought and the time within which it may be brought;
  - (b) for requiring persons to attend to give evidence and produce documents, and for authorising the administration of oaths to witnesses;
  - (c) enabling the Appeal Tribunal to sit in private for the purpose of hearing evidence to hear which an industrial tribunal may sit in private by virtue of paragraph 1 of Schedule 9.
- 19 (1) Without prejudice to the generality of paragraph 17 the rules may empower the Appeal Tribunal to order a party to any proceedings before the Tribunal to pay to any other party to the proceedings the whole or part of the costs or expenses incurred by that other party in connection with the proceedings, where in the opinion of the Tribunal—
- (a) the proceedings were unnecessary, improper or vexatious, or
  - (b) there has been unreasonable delay or other unreasonable conduct in bringing or conducting the proceedings.
- (2) Except as provided by sub-paragraph (1), the rules shall not enable the Appeal Tribunal to order the payment of costs or expenses by any party to proceedings before the Tribunal.
- 20 Any person may appear before the Appeal Tribunal in person or be represented by counsel or by a solicitor or by a representative of a trade union or an employers' association or by any other person whom he desires to represent him.