



Tribunals, Courts and Enforcement Act 2007

2007 CHAPTER 15

PART 1

TRIBUNALS AND INQUIRIES

[^{F1}CHAPTER 2A

EXERCISE OF TRIBUNAL FUNCTIONS BY AUTHORISED PERSONS

[^{F1}29C Protection of authorised persons

- (1) No action lies against an authorised person in respect of what the person does or omits to do—
 - (a) in the execution of the person's duty as an authorised person exercising, by virtue of paragraph 3 of Schedule 5, functions of a tribunal, and
 - (b) in relation to a matter within the person's jurisdiction.
- (2) An action lies against an authorised person in respect of what the person does or omits to do—
 - (a) in the purported execution of the person's duty as an authorised person exercising, by virtue of paragraph 3 of Schedule 5, functions of a tribunal, but
 - (b) in relation to a matter not within the person's jurisdiction,if, but only if, it is proved that the person acted in bad faith.
- (3) If an action is brought in a court in Scotland in circumstances in which subsection (1) or (2) provides that no action lies, the court in which the action is brought—
 - (a) may, on the application of the defender, dismiss the action, and
 - (b) if it does so, may find the person bringing the action liable in expenses.

Status: Point in time view as at 10/01/2020.

Changes to legislation: *Tribunals, Courts and Enforcement Act 2007, Section 29C is up to date with all changes known to be in force on or before 18 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (4) If an action is brought in any other court in circumstances in which subsection (1) or (2) provides that no action lies, the court in which the action is brought—
- (a) may, on the application of the defendant, strike out the proceedings in the action, and
 - (b) if it does so, may if it thinks fit order the person bringing the action to pay costs.]

Textual Amendments

- F1** Pt. 1 Ch. 2A inserted (10.1.2020 for specified purposes) by [Courts and Tribunals \(Judiciary and Functions of Staff\) Act 2018 \(c. 33\)](#), s. 4(3), **Sch. para. 41**; S.I. 2020/24, reg. 2(b)(iv)

Status:

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