
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2016 No.

**The First-tier Tribunal for Scotland Housing
and Property Chamber and Upper Tribunal
for Scotland (Composition) Regulations 2016**

Composition of Upper Tribunal hearing appeals or referrals from First-tier Tribunal

3.—(1) The Upper Tribunal, when deciding an appeal or a referral in a case decided by or referred from the First-tier Tribunal to the Upper Tribunal shall consist of—

- (a) a sheriff (except a part-time or summary sheriff);
- (b) the Chamber President (except a temporary Chamber President), acting either alone or with a judicial member of the Upper Tribunal;
- (c) the President of Tribunals, acting either alone or with the Chamber President or another judicial member of the Upper Tribunal; or
- (d) the Lord President, acting either alone or with the Chamber President or another judicial member of the Upper Tribunal.

(2) A Chamber President referred to in paragraph (1) must not have had any involvement in the case prior to the appeal or referral of the case to the Upper Tribunal.