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SCOTTISH STATUTORY INSTRUMENTS

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**2002 No. 199**

**The Bus User Complaints Tribunal Regulations 2002**

**Appeal from Tribunal's determination**

9.—(1) The convener shall have power to consider, on the application of a party, an appeal against a determination issued under regulation 8(1) to dismiss or allow a complaint or any decision as to compensation on the grounds in each case that—

- (a) the decision was wrongly made as the result of an error on the part of the Tribunal's staff;
- (b) where the decision was made after the complaint has been disposed of under regulation 8, new evidence has become available since the disposal the existence of which could not have been reasonably known of or foreseen; or
- (c) the interests of justice require such an appeal.

(2) An appeal under this regulation shall be made to the Tribunal within 14 days after the date on which a copy of the entry of the decision was sent to the complainant and bus operator under regulation 8(4) and must state in full the grounds of appeal.

(3) The parties shall have the opportunity to submit written representations on any application for appeal under this regulation and if, having considered the determination and any written representations, the convener directs that the appeal is to be upheld the convener shall issue a substitute determination.