
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 420

The Mental Health Tribunal for Scotland
(Practice and Procedure) Rules 2005

PART VII

GENERAL RULES

Lodging of documents etc.

45.—(1) Except as otherwise provided in these Rules or as specified by the Tribunal in a particular case, a relevant person shall send to the Tribunal seven days prior to any hearing—

- (a) a list of documents and the documents that the relevant person wishes to lead as evidence;
- (b) a list of witnesses whom the relevant person wishes to call; and
- (c) any written representations the relevant person wishes to make.

(2) Where a relevant person seeks to rely upon documents not produced in accordance with paragraph (1), the Tribunal may allow the documents to be lodged late where good reason is given.

(3) In determining whether to allow documents to be lodged late, the Tribunal shall have regard to whether to do so is fair in all the circumstances.