
SCOTTISH STATUTORY INSTRUMENTS

2016 No. 244

Act of Sederunt (Fitness Assessment Tribunal Rules) 2016

Interpretation

2. In these Rules—

“the 2014 Act” means the Tribunals (Scotland) Act 2014;

“investigating officer” means the person appointed in accordance with rule 4(1), and references to an investigating officer are to be read as references to a substitute investigating officer where one has been appointed in accordance with rule 4(8);

“the Judicial Office” means the Judicial Office in the Scottish Courts and Tribunals Service which supports the Lord President in the Lord President’s non-judicial functions;

“member” means an ordinary member or a legal member of the Scottish Tribunals;

“member concerned” means a member of the Scottish Tribunals in relation to whom a tribunal has been constituted;

“the parties” are the member concerned and the presenting officer;

“presenting officer” means the person appointed in accordance with rule 8(1), and references to a presenting officer are to be read as references to a substitute presenting officer where one has been appointed in accordance with rule 8(6);

“statement of reasons” means a statement of the grounds on which it is alleged that the member concerned is unfit to hold the position of member of the Scottish Tribunals by reason of inability, neglect of duty or misbehaviour;

“tribunal” means a fitness assessment tribunal constituted under paragraph 13 of schedule 8 of the 2014 Act; and

“tribunal case” means the issue of whether the member concerned is unfit to hold the position of member of the Scottish Tribunals by reason of inability, neglect of duty or misbehaviour.