
SCOTTISH STATUTORY INSTRUMENTS

2020 No. 96

The First-tier Tribunal for Scotland (Transfer of Functions of Bus Lane Adjudicators) Regulations 2020

Citation and commencement

1. These Regulations may be cited as the First-tier Tribunal for Scotland (Transfer of Functions of Bus Lane Adjudicators) Regulations 2020 and come into force on 1 April 2020.

Interpretation

2. In these Regulations—

“the 2011 Regulations” means the Bus Lane Contraventions (Charges, Adjudication and Enforcement) (Scotland) Regulations 2011⁽¹⁾,

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

“bus lane adjudicator” (except insofar as the context otherwise requires in regulation 5) means a person who is appointed as a parking adjudicator for the purposes of Part 2 of the Road Traffic Act 1991⁽²⁾ and, by virtue of regulation 11(a) of the 2011 Regulations, is a bus lane adjudicator,

“bus lane contravention” has the meaning given by section 44(3) of the Transport (Scotland) Act 2001⁽³⁾ in which a motor vehicle is involved, and

“First-tier Tribunal” means the First-tier Tribunal for Scotland.

Transfer of functions of bus lane adjudicators to the First-tier Tribunal

3. The functions exercised by bus lane adjudicators by virtue of Part 4 and Part 5 of the 2011 Regulations are transferred to the First-tier Tribunal with allocation to the General Regulatory Chamber⁽⁴⁾.

Transfer of bus lane adjudicators to the First-tier Tribunal

4.—(1) Bus lane adjudicators are transferred to and become legal members of the First-tier Tribunal.

(2) Bus lane adjudicators transferred to the First-tier Tribunal under paragraph (1) are (subject to the provisions of the 2014 Act) to be members of the First-tier Tribunal in accordance with terms and conditions of appointment to be offered by the Scottish Ministers immediately before transfer, which are to supersede any existing terms and conditions of appointment.

(3) Paragraph (1) does not apply to any bus lane adjudicator if the bus lane adjudicator has already been transferred to and is a member of the First-tier Tribunal by virtue of regulations made under section 28(2) of the 2014 Act which were in force prior to these Regulations coming into force.

(1) [S.S.I. 2011/442](#).

(2) [1991 c.40](#) to which there are amendments not relevant to these Regulations.

(3) [2001 asp 2](#).

(4) The General Regulatory Chamber of the First-tier Tribunal for Scotland was brought into being by [S.S.I. 2016/341](#).

Abolition of the office of bus lane adjudicator

5. The office of bus lane adjudicator (created by regulation 11(a) of the 2011 Regulations) is abolished.

Transitional and saving provisions

6. Schedule 1 which contains transitional and saving provisions has effect.

Consequential amendments and revocations

7. Schedule 2 which contains consequential amendments and revocations has effect.

St Andrew's House,
Edinburgh
24th March 2020

ASH DENHAM
Authorised to sign by the Scottish Ministers