

SCHEDULES

SCHEDULE 5

Section 64.

APPEAL TRIBUNALS

- 1 For the purpose of enabling appeal tribunals to be constituted as occasion may require, there shall be appointed by the Secretary of State a panel (hereafter referred to as "the panel") of persons to act when required as members of any such tribunal.
- 2 No officer of any Government department shall be qualified to be appointed to the panel.
- 3 Any person appointed to be a member of the panel shall hold office for such period and subject to such conditions as may be determined by the Secretary of State.
- 4 Where any appeal is required to be determined by a tribunal constituted in accordance with this Schedule, the tribunal shall consist of a sheriff (or, if he is unable to act, a person qualified for appointment as sheriff nominated by the Lord President of the Court of Session), who shall be chairman, and two other members being impartial persons who shall be appointed from the panel by the Secretary of State.
- 5 The Secretary of State may—
 - (a) pay to members of tribunals constituted as aforesaid such fees and allowances as he may with the consent of the Treasury determine,
 - (b) defray the expenses of such tribunals up to such amounts as he may with the like consent determine.
- 6 (1) The Secretary of State may make rules—
 - (a) as to the tenure of office of members of the panel,
 - (b) as to the procedure of tribunals and the procedure in connection with the bringing of matters before a tribunal, and as to the time within which matters may be brought before tribunals,
 - (c) as to the payment by the Secretary of State to persons attending proceedings before tribunals of travelling and other allowances (including compensation for loss of remunerative time).(2) The power under this paragraph to make rules as to procedure includes power to make provision as to the representation of one person in any proceedings by another person.
- 7 In this Schedule the expression "sheriff" does not include a sheriff-substitute, and means the sheriff of the county in which the establishment to which the appeal relates is situated or is proposed to be established.