



# Tribunals and Inquiries Act 1992

## 1992 CHAPTER 53

### *The Council on Tribunals and their functions*

#### **4 Reports of, and references to, Council and Scottish Committee.**

- (1) Subject to the provisions of this section, any report by, or reference to, the Council shall be made to or, as the case may be, by, the Lord Chancellor and the [<sup>F1</sup>Scottish Ministers].
- (2) A reference to the Council of a matter relating only to England and Wales may be made by the Lord Chancellor and a reference to the Council of a matter relating only to Scotland may be made by the [<sup>F1</sup>Scottish Ministers]; and the report of the Council on a reference so made shall be made to the Minister [<sup>F2</sup>or Ministers] making the reference.
- (3) The Council shall not make a report on any such tribunal as is specified in Part II of Schedule 1 or on any matter referred to the Council by the [<sup>F1</sup>Scottish Ministers] until the Council—
  - (a) have referred the matter of the report for consideration, and report to the Council, by the Scottish Committee, and
  - (b) have considered the report of that Committee.
- (4) Where, without any reference having been made to them, the Council report on any such matter as is mentioned in section 1(1)(c), then—
  - (a) if the matter relates only to England and Wales, subsection (2) shall apply as if the matter had been referred to the Council by the Lord Chancellor;
  - (b) if the matter relates only to Scotland, subsections (2) and (3) shall apply as if the matter had been referred to them by the [<sup>F1</sup>Scottish Ministers].
- (5) The Scottish Committee may of its own motion make a report to the Council with respect to the constitution or working of any such tribunal as is specified in Part II of Schedule 1 or with respect to any matter falling within section 1(1)(c) and relating only to Scotland.
- (6) If the Council—

*Status: Point in time view as at 19/12/2000. This version of this provision has been superseded.*

*Changes to legislation: Tribunals and Inquiries Act 1992, Section 4 is up to date with all changes known to be in force on or before 05 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (a) in reporting on any matter which they have referred to the Scottish Committee or on which that Committee has reported to the Council of its own motion, do not adopt the report of that Committee without modification, or
- (b) do not make a report on matters on which the Scottish Committee has reported to the Council of its own motion,

the Scottish Committee may submit its report to the [<sup>F1</sup>Scottish Ministers].

- (7) The Council shall make an annual report to the Lord Chancellor and the [<sup>F1</sup>Scottish Ministers] on their proceedings and those of the Scottish Committee, and [<sup>F3</sup>(a) the Lord Chancellor] shall lay the report before Parliament [<sup>F4</sup>, and (b) the Scottish Ministers shall lay the report before the Scottish Parliament.] with such comments (if any) as [<sup>F5</sup>he or] they think fit.

#### Textual Amendments

- F1** Words in s. 4(1)-(4)(6)(7) substituted (1.7.1999) by S.I. 1999/1747, arts. 1, 3, **Sch. 9 Pt. II para. 2(2)**; S.I. 1998/3178, **art. 3**
- F2** Words in s. 4(2) inserted (1.7.1999) by S.I. 1999/1747, arts. 1, 3, **Sch. 9 Pt. II para. 2(3)(a)**; S.I. 1998/3178, **art. 3**
- F3** Words in s. 4(7) substituted (1.7.1999) by S.I. 1999/1747, arts. 1, 3, **Sch. 9 Pt. II para. 2(3)(b)(i)**; S.I. 1998/3178, **art. 3**
- F4** Words in s. 4(7) inserted (1.7.1999) by S.I. 1999/1747, arts. 1, 3, **Sch. 9 Pt. II para. 2(3)(b)(ii)**; S.I. 1998/3178, **art. 3**
- F5** Words in s. 4(7) inserted (1.7.1999) by S.I. 1999/1747, arts. 1, 3, **Sch. 9 Pt. II para. 2(3)(b)(iii)**; S.I. 1998/3178, **art. 3**

**Status:**

Point in time view as at 19/12/2000. This version of this provision has been superseded.

**Changes to legislation:**

Tribunals and Inquiries Act 1992, Section 4 is up to date with all changes known to be in force on or before 05 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.