



Tribunals, Courts and Enforcement Act 2007

2007 CHAPTER 15

PART 1

TRIBUNALS AND INQUIRIES

CHAPTER 3

TRANSFER OF TRIBUNAL FUNCTIONS

33 Power to provide for appeal to Upper Tribunal from tribunals in Scotland

- (1) Subsection (2) applies if—
 - (a) a function is transferred under section 30(1)(a), (c), (d) or (e) in relation to England (whether or not also in relation to Wales) but is not transferred under section 30(1) in relation to Scotland,
 - (b) an appeal may be made to the Upper Tribunal against any decision, or any decision of a particular description, made in exercising the transferred function in relation to England, and
 - (c) no appeal may be made against a corresponding decision made in exercising the function in relation to Scotland.
- (2) The Lord Chancellor may by order provide for an appeal against any such corresponding decision to be made to the Upper Tribunal.
- (3) An order under subsection (2)—
 - (a) may include provision for the purposes of or in consequence of, or for giving full effect to, provision made by the order;
 - (b) may include such incidental, supplemental, transitional or consequential provision or savings as the Lord Chancellor thinks fit.

Status: *This is the original version (as it was originally enacted).*

- (4) An order under subsection (2) does not cease to have effect, and power to vary or revoke the order does not cease to be exercisable, just because either or each of the conditions in subsection (1)(b) and (c) ceases to be satisfied in relation to the function and decisions concerned.