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STATUTORY INSTRUMENTS

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**2000 No. 2619**

**Protection of Children Act Tribunal Regulations 2000**

**PART IV**

*Further case management powers of the Tribunal*

**Summoning of witnesses**

**23.**—(1) If it appears necessary to do so, the President may issue a summons requiring any person—

- (a) to attend as a witness at the hearing, at the time and place set out in the summons, and
- (b) to answer any questions or produce any documents or other material in his possession or under his control which relate to any matter in question in the appeal.

(2) The summons must—

- (a) explain that it is an offence under section 9(5)(c) of the Act to fail, without reasonable excuse, to comply with it; and
- (b) explain the right to apply under this regulation to have it varied or set aside.

(3) A person summoned under this regulation may apply in writing to the Secretary for the summons to be varied or set aside by the President, and—

- (a) the President may do so if he sees fit; and
- (b) the Secretary must notify him and the parties in writing of the decision.

(4) No person shall be required to attend, answer questions or produce any document in obedience to a summons issued under this regulation unless—

- (a) he has been given at least five working days' notice of the hearing; and
- (b) the necessary expenses of his attendance are paid or tendered to him.

(5) No person shall be required under this regulation to give any evidence or produce any document or other material that he could not be required to produce in legal proceedings in a county court.