



Tribunals (Scotland) Act 2014

2014 asp 10

PART 3

ACQUISITION OF FUNCTIONS

Conferral of functions by another Act

31 Redistribution of functions

- (1) Where any functions are conferred on either or both of the Scottish Tribunals by or under an Act other than this Act, the Scottish Ministers may by regulations—
 - (a) provide for the functions, or particular functions, to be redistributed between the Tribunals by—
 - (i) transferring them from either of the Tribunals to the other,
 - (ii) taking them away from one of the Tribunals (but not the other), or
 - (iii) causing them to be exercisable by both of the Tribunals (instead of one only),
 - (b) if they are so redistributed by causing them to be exercisable by both of the Tribunals, also make provision of the sort allowed by subsection (2).
- (2) This subsection allows provision enabling the question as to which of the Tribunals is to exercise particular functions in a specific case or in specified circumstances to be determined, including as against any prescribed criteria—
 - (a) in accordance with Tribunal Rules, or
 - (b) by the President of Tribunals (whether or not by reference to Tribunal Rules).
- (3) Regulations under subsection (1) may include provision for the purposes of or in connection with, or for giving full effect to, a redistribution of any functions to which the regulations apply.
- (4) Provision included in such regulations by virtue of subsection (3) may modify any enactment relating to the functions being redistributed by the regulations.
- (5) Subsection (1) is subject to any express provision in the other Act prohibiting or limiting the making of regulations under that subsection.