



Tribunals (Scotland) Act 2014

2014 asp 10

PART 6

REVIEW OR APPEAL OF DECISIONS

CHAPTER 1

TRIBUNAL DECISIONS

Appeal from First-tier Tribunal

47 Disposal of an appeal

- (1) In an appeal under section 46, the Upper Tribunal may uphold or quash the decision on the point of law in question.
- (2) If the Upper Tribunal quashes the decision, it may—
 - (a) re-make the decision,
 - (b) remit the case to the First-tier Tribunal, or
 - (c) make such other order as the Upper Tribunal considers appropriate.
- (3) In re-making the decision, the Upper Tribunal may—
 - (a) do anything that the First-tier Tribunal could do if re-making the decision,
 - (b) reach such findings in fact as the Upper Tribunal considers appropriate.
- (4) In remitting the case, the Upper Tribunal may give directions for the First-tier Tribunal's reconsideration of the case.
- (5) Such directions may relate to—
 - (a) issues of law or fact (including the Upper Tribunal's opinion on any relevant point),
 - (b) procedural issues (including as to the members to be chosen to reconsider the case).

Status: Point in time view as at 01/04/2015.

Changes to legislation: There are currently no known outstanding effects for the Tribunals (Scotland) Act 2014, Section 47. (See end of Document for details)

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Commencement Information

II [S. 47](#) in force at 1.4.2015 by [S.S.I. 2015/116](#), [art. 2](#)

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