



Tribunals (Scotland) Act 2014

2014 asp 10

PART 6

REVIEW OR APPEAL OF DECISIONS

CHAPTER 1

TRIBUNAL DECISIONS

Appeal from First-tier Tribunal

46 Appeal from the Tribunal

- (1) A decision of the First-tier Tribunal in any matter in a case before the Tribunal may be appealed to the Upper Tribunal.
- (2) An appeal under this section is to be made—
 - (a) by a party in the case,
 - (b) on a point of law only.
- (3) An appeal under this section requires the permission of—
 - (a) the First-tier Tribunal, or
 - (b) if the First-tier Tribunal refuses its permission, the Upper Tribunal.
- (4) Such permission may be given in relation to an appeal under this section only if the First-tier Tribunal or (as the case may be) the Upper Tribunal is satisfied that there are arguable grounds for the appeal.
- (5) This section—
 - (a) is subject to sections 43(4) and 55(2),
 - (b) does not apply in relation to an excluded decision.

Changes to legislation: *There are currently no known outstanding effects for the Tribunals (Scotland) Act 2014, Section 46. (See end of Document for details)*

Modifications etc. (not altering text)

- C1** S. 46 excluded (22.10.2018) by Social Security (Scotland) Act 2018 (asp 9), **ss. 61(5)(b)**, 99(2); S.S.I. 2018/298, reg. 2(1)(j) (with reg. 3(2))
- C2** S. 46 excluded (24.12.2020) by The Carer's Allowance Supplement and Young Carer Grants (Residence Requirements and Procedural Provisions) (EU Exit) (Scotland) Regulations 2020 (S.S.I. 2020/475), reg. 1, **sch. 2 para. 13(5)(b)**

Commencement Information

- I1** S. 46 in force at 1.4.2015 by S.S.I. 2015/116, **art. 2**

Changes to legislation:

There are currently no known outstanding effects for the Tribunals (Scotland) Act 2014, Section 46.