

## SCHEDULE 1

### Transitional and savings provisions

#### **Unexercised right of appeal to sheriff, if exercised, to be appeal to the Upper Tribunal**

4. Where in respect of a decision of the hohcs before 1st December 2016, there lies a right of appeal to the sheriff, which has not been exercised before that date but is still exercisable, any appeal on or after 1st December 2016 shall be to the Upper Tribunal for Scotland as if the decision had been made by the First-tier Tribunal and the appeal shall be an appeal from the First-tier Tribunal for the purposes of section 46(1) of the 2014 Act.