
DRAFT STATUTORY INSTRUMENTS

2008 No.

The Transfer of Tribunal Functions Order 2008

Appeal to Upper Tribunal from tribunals in Wales

- 6.—(1) An appeal against a decision of a tribunal listed in paragraph (2) lies to the Upper Tribunal.
- (2) The tribunals referred to in paragraph (1) are—
- (a) the Mental Health Review Tribunal for Wales established under section 65 of the Mental Health Act 1983⁽¹⁾; and
 - (b) the Special Educational Needs Tribunal for Wales established under section 336ZA of the Education Act 1996⁽²⁾.

(1) 1983 c.20. Section 65 was amended by paragraph 107 of Schedule 1 to the Health Authorities Act 1995 (c.17), and is further amended by section 38 of the Mental Health Act 2007 (c.12) and by Schedule 3 to this Order.

(2) 1996 c.56. Section 336ZA was inserted by paragraph 5 of Schedule 18 to the Education Act 2002 (c.32). Schedule 3 to this Order omits section 336ZA and amends section 333 so that it refers to the Special Educational Needs Tribunal to Wales.