



Protection of Children Act 1999

1999 CHAPTER 14

General

9 The Tribunal.

- (1) There shall be a tribunal (“the Tribunal”) which shall exercise the jurisdiction conferred on it by section 4 and regulations made under section 6 above.
- (2) The Secretary of State may by regulations make provision about the proceedings of the Tribunal on an appeal or determination under section 4 or regulations made under section 6 above.
- (3) The regulations may, in particular, include provision—
 - (a) as to the manner in which appeals are to be instituted or applications for determinations are to be made;
 - (b) as to the period within which appeals are to be instituted;
 - (c) as to the circumstances in which applications for leave may be made;
 - (d) for enabling any functions which relate to applications for leave or other matters preliminary or incidental to an appeal or determination to be performed by the President, or by the chairman;
 - (e) for the holding of hearings in private in prescribed circumstances;
 - (f) for imposing reporting restrictions in prescribed circumstances;
 - (g) as to the persons who may appear on behalf of the parties;
 - (h) for granting any person such discovery or inspection of documents or right to further particulars as might be granted by a county court;
 - (i) for obtaining a medical report in a case where the decision appealed against was made on medical grounds;
 - (j) for requiring persons to attend to give evidence and produce documents;
 - (k) for authorising the administration of oaths to witnesses;
 - (l) for the determination of appeals or issues or applications for leave without a hearing in prescribed circumstances;
 - (m) as to the withdrawal of appeals or applications for determinations;
 - (n) for the award of costs or expenses;

Status: Point in time view as at 01/09/2000. This version of this provision has been superseded.

Changes to legislation: Protection of Children Act 1999, Section 9 is up to date with all changes known to be in force on or before 02 June 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (o) for taxing or otherwise settling any such costs or expenses (and, in particular, for enabling such costs to be taxed in the county court);
 - (p) for the recording and proof of decisions and orders of the Tribunal;
 - (q) for enabling the Tribunal to review its decisions, or revoke or vary its orders, in such circumstances as may be determined in accordance with the regulations; and
 - (r) for notification of the result of an appeal or determination to be given to such persons as may be prescribed.
- (4) Part I of the ^{M1}Arbitration Act 1996 shall not apply to any proceedings before the Tribunal but regulations may make provision corresponding to any provision of that Act.
- (5) Any person who without reasonable excuse fails to comply with—
- (a) any requirement imposed by the regulations by virtue of subsection (3)(f) above;
 - (b) any requirement in respect of the discovery or inspection of documents imposed by the regulations by virtue of subsection (3)(h) above; or
 - (c) any requirement imposed by the regulations by virtue of subsection (3)(j) above,
- is liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- (6) An appeal shall lie to the High Court on a point of law from a decision of the Tribunal.
- (7) The Schedule to this Act shall have effect with respect to the Tribunal.

Extent Information

E1 S. 9, Sch. extend to the United Kingdom from 11.1.2001 as a consequence of the amendment to s. 14 by 2000 c. 43, s. 74, **Sch. 7 Pt. II para. 159**; S.I. 2000/3302, **art. 2(b)**

Commencement Information

II S. 9 wholly in force at 2.10.2000: s. 9 not in force at Royal Assent see s. 14(2); s. 9 in force (1.9.2000) for the purpose only of making regulations by S.I. 2000/2337, **art. 2(1)(e)**; s. 9 in force at 2.10.2000 in so far as not already in force by S.I. 2000/2337, **art. 2(2)**

Marginal Citations

M1 1996 c.23.

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