
Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.

TENTH SCHEDULE

CONSTITUTION, POWERS AND PROCEEDINGS OF THE TRANSPORT TRIBUNAL

Powers and proceedings

- 10 (1) The tribunal shall, for the purposes of the exercise of any of their functions, have full jurisdiction to hear and determine all matters whether of law or of fact, and shall, as respects the attendance and examination of witnesses, the production and inspection of documents, the enforcement of their orders, the entry on and inspection of property and other matters necessary or proper for the due exercise of their jurisdiction, have, in England, all such powers, rights and privileges as are vested in the High Court, and, in Scotland, all such powers, rights and privileges as are vested in the Court of Session.
- (2) Execution may be had in England of any order of the tribunal as if it were an order of the High Court, and any order of the tribunal may be recorded for execution in the books of council and session in Scotland, and shall be enforceable accordingly.
- 11 (1) The tribunal may, from time to time, with the approval of the Lord Chancellor, the Secretary of State and the Minister, make general rules governing their procedure and practice and generally for carrying into effect their duties and powers, and such rules may, among other things, provide for—
- (a) the awarding of costs by the tribunal ;
 - (b) the reference of any question to a member or officer of the tribunal, or any other person appointed by them, for report after holding a local inquiry ;
 - (c) the review by the tribunal of decisions previously given by them ;
 - (d) the number of members of the tribunal to constitute a quorum (including the quorum of either Division of the tribunal);
 - (e) enabling the tribunal to dispose of any proceedings notwithstanding that in the course of those proceedings there has been a change in the persons sitting as members of the tribunal;
 - (f) the right of audience before the tribunal ;
- and may, subject to the consent of the Treasury, prescribe the scale of fees for and in connection with the proceedings before the tribunal.
- (2) Any rules under subsection (1) of section twenty-two of the Railways Act, 1921 (which is replaced by this paragraph), which are in operation immediately before this Schedule comes into force shall have effect as if /they were made under .this paragraph.
- 12 (1) The Minister shall give to the tribunal such assistance as the tribunal may require.
- (2) The Minister shall place at the disposal of the tribunal any information in his possession which he considers will be of assistance to the tribunal in connection with any matter before them, and shall be entitled to appear and be heard in any proceedings before the tribunal.
- 13 Subject to this Act and to any rules made thereunder, the tribunal may hold sittings in any part of Great Britain in such place or places as may be convenient for the determination of the proceedings before them.
- The central office of the tribunal shall be in London.
- 14 The decisions of the tribunal shall be by a majority of the members sitting.