



Pensions Appeal Tribunals Act 1943

1943 CHAPTER 39 6 and 7 Geo 6

8 Time limit for appeals.

- (1) No appeal shall be brought [^{F1}to [^{F2}a Pensions Appeal Tribunal for Scotland or Northern Ireland]] under any provision of this Act except subsection (1) of section five unless notice of that appeal is given, in such manner as may be prescribed by rules made under the Schedule to this Act, not later than [^{F3}[^{F4}twelve] months after] the date on which the decision or assessment is notified to the claimant:

^{F5}

^{F6}(2)

- (3) No appeal shall be brought [^{F1}to [^{F2}a Pensions Appeal Tribunal for Scotland or Northern Ireland]] under subsection (1) of section five of this Act unless notice of that appeal is given in such manner as may be prescribed by rules made under the Schedule to this Act not later than [^{F7}twelve] months after,—

^{F8}(a)

(b) the date on which the said subsection comes into operation in relation to the assessment from which the appeal is brought; or

(c) the date on which the said assessment is notified; whichever is the latest of those dates:

^{F5}

- [^{F9}(4) The Minister may by regulations ^{F10}... amend subsections (1) and (3) so as to substitute a different number of months for any number of months specified there.

[The Minister may by regulations make provision in relation to cases where the notice
^{F11}(5) of an appeal is given up to 12 months after the expiry of the time limit specified in subsection (1) or (3).

- (6) Regulations under subsection (5) may—

(a) provide for the notice of appeal to be treated as having been given in time if conditions specified in the regulations are satisfied, and

(b) where the notice of appeal is not so treated, confer power on a Pensions Appeal Tribunal for Scotland or Northern Ireland to allow the appeal to be brought.]]

Changes to legislation: There are currently no known outstanding effects for the Pensions Appeal Tribunals Act 1943, Section 8. (See end of Document for details)

Textual Amendments

- F1** Words in s. 8(1)(3) inserted (6.4.2005) by Armed Forces (Pensions and Compensation) Act 2004 (c. 32), ss. 5, 8, **Sch. 1 para. 5**; S.I. 2005/356, **art. 2(2)**, Sch. 2
- F2** Words in s. 8(1)(3)(5) substituted (3.11.2008) by The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 9(1), **Sch. 3 para. 17**
- F3** Words in s. 8(1) substituted (15.11.2000 for specified purposes otherwise 9.4.2001) for s. 8(1)(a)-(c) by 2000 c. 19, **s. 58(1)** (with ss. 58(3), 83(6)); S.I. 2000/2994, **art. 2(4)(a)(b)**
- F4** Word in s. 8(1) substituted (9.5.2011) by The Pensions Appeal Tribunals Act 1943 (Time Limit for Appeals) (Amendment) Regulations 2011 (S.I. 2011/1239), regs. 2, **4(2)** (with regs. 5, 6)
- F5** The provisos to s. 8(1)(3) repealed (9.4.2001) by 2000 c. 19, s. 85, **Sch. 9 Pt. IV** (with s. 83(6)); S.I. 2000/2994, **art. 2(6)**
- F6** S. 8(2) repealed (9.4.2001) by 2000 c. 19, s. 85, **Sch. 9 Pt. IV** (with s. 83(6)); S.I. 2000/2994, **art. 2(6)**
- F7** Word in s. 8(3) substituted (9.5.2011) by The Pensions Appeal Tribunals Act 1943 (Time Limit for Appeals) (Amendment) Regulations 2011 (S.I. 2011/1239), regs. 2, **4(3)** (with regs. 5, 6)
- F8** S. 8(3)(a) repealed by Social Security Act 1980 (c. 30, SIF 113:1), ss. 8, 21, **Sch. 5 Pt. I**
- F9** S. 8(4)-(6) inserted (15.11.2000 for specified purposes otherwise 9.4.2001) by 2000 c. 19, **s. 58(2)** (with s. 83(6)); S.I. 2000/2994, **art. 2(4)(a)(b)**
- F10** Words in s. 8(4)(5) repealed (6.4.2005) by Armed Forces (Pensions and Compensation) Act 2004 (c. 32), ss. 7, 8, **Sch. 3**; S.I. 2005/356, **art. 2(2)**, Sch. 2
- F11** S. 8(5)(6) substituted for s. 8(5) (1.5.2022 for specified purposes, 22.11.2022 in so far as not already in force) by Armed Forces Act 2021 (c. 35), **ss. 21, 24(1)**; S.I. 2022/471, reg. 2(g); S.I. 2022/1161, reg. 4

Modifications etc. (not altering text)

- C1** S. 8(1) modified (15.11.2000 for specified purposes otherwise 9.4.2001) by 2000 c. 19, **s. 58(4)** (with s. 83(6)); S.I. 2000/2994, **art. 2(4)(a)(b)**

Changes to legislation:

There are currently no known outstanding effects for the Pensions Appeal Tribunals Act 1943, Section 8.