
 STATUTORY INSTRUMENTS

1979 No. 446 (S.47)

SHERIFF COURT, SCOTLAND

Act of Sederunt (Appeals under the Rating (Disabled
Persons) Act 1978) 1979

Made - - - - 5th April 1979

Coming into Operation 26th April 1979

The Lords of Council and Session, under and by virtue of the powers conferred on them by section 32 of the Sheriff Courts (Scotland) Act 1971(a) and of all other powers competent to them in that behalf do hereby enact and declare:—

Citation, commencement and interpretation

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Appeals under the Rating (Disabled Persons) Act 1978) 1979 and shall come into operation on 26th April 1979.

(2) In this Act of Sederunt “the 1978 Act” means the Rating (Disabled Persons) Act 1978(b).

Appeals procedure

2. Any appeal to the sheriff under section 6(5) of the 1978 Act shall be commenced by initial writ under the Sheriff Courts (Scotland) Acts 1907(c) and 1913(d) and shall be disposed of as a summary application within the meaning of those Acts.

3. The respondent in an appeal commenced under rule 2 shall be the rating authority.

4. Any appeal under section 6(5) of the 1978 Act shall be commenced within 42 days of the date on which the application is refused by the rating authority.

And the Lords appoint this Act of Sederunt to be inserted in the Books of Sederunt.

G. C. Emslie,
I.P.D.

Edinburgh.
5th April 1979.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt.)

This Act of Sederunt makes rules for the conduct of proceedings in the case of appeals to the Sheriff under section 6(5) of the Rating (Disabled Persons) Act 1978 where an application for rebate is refused by the rating authority.

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