



Public Health etc. (Scotland) Act 2008

2008 asp 5

PART 5

PUBLIC HEALTH FUNCTIONS OF LOCAL AUTHORITIES

Appeals

84 Appeal to sheriff principal

- (1) A person who appealed under section 83(1) may, with the leave of the sheriff, appeal against a decision mentioned in subsection (2) to the sheriff principal.
- (2) A decision referred to in subsection (1) is a decision of the sheriff—
 - (a) to confirm the notice appealed against;
 - (b) not to remove or vary any requirement specified in the notice.
- (3) A local authority may, with the leave of the sheriff, appeal against a decision mentioned in subsection (4) to the sheriff principal.
- (4) A decision referred to in subsection (3) is a decision of the sheriff—
 - (a) to revoke the notice appealed against;
 - (b) to remove or vary any requirement specified in the notice.
- (5) On an appeal under this section, the sheriff principal may—
 - (a) confirm the decision appealed against;
 - (b) modify that decision;
 - (c) quash that decision;
 - (d) make such other order as the sheriff principal considers appropriate.

Commencement Information

II S. 84 in force at 1.10.2009 by S.S.I. 2009/319, art. 2(a), Sch. 1

Changes to legislation:

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 84.