



# Public Health etc. (Scotland) Act 2008

## 2008 asp 5

### PART 5

#### PUBLIC HEALTH FUNCTIONS OF LOCAL AUTHORITIES

#### *Appeals*

#### **85 Appeal to Court of Session**

- (1) A person who appealed under section 84(1) or (3) may, with the leave of the sheriff principal, appeal against the sheriff principal's decision to the Court of Session.
- (2) An appeal under this section may be made on a point of law only.
- (3) On an appeal under this section, the Court of Session may—
  - (a) confirm the decision appealed against;
  - (b) modify that decision;
  - (c) quash that decision;
  - (d) make such other order as the Court considers appropriate.
- (4) The decision of the Court on an appeal under this section is final.

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#### **Commencement Information**

**II** S. 85 in force at 1.10.2009 by S.S.I. 2009/319, art. 2(a), Sch. 1

**Status:**

Point in time view as at 01/10/2009.

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 85.