
Changes to legislation: There are currently no known outstanding effects for the Tribunals (Scotland) Act 2014, Cross Heading: Proceedings before tribunal. (See end of Document for details)

SCHEDULE 8 CONDUCT AND FITNESS ETC.

PART 2

FITNESS AND REMOVAL

Proceedings before tribunal

- 17 (1) A fitness assessment tribunal may require any person—
- (a) to attend its proceedings for the purpose of giving evidence,
 - (b) to produce documents in the person's custody or under the person's control.
- (2) A person on whom such a requirement is imposed is not obliged to answer any question or produce any document which the person would be entitled to refuse to answer or produce in a court of law in Scotland.

Commencement Information

II Sch. 8 para. 17 in force at 1.4.2015 by S.S.I. 2015/116, art. 2

- 18 (1) Sub-paragraph (2) applies where a person on whom a requirement has been imposed under paragraph 17(1)—
- (a) refuses or fails, without reasonable excuse—
 - (i) to comply with the requirement,
 - (ii) while attending the tribunal proceedings to give evidence, to answer any question,
 - (b) deliberately alters, conceals or destroys any document which the person is required to produce.
- (2) The Court of Session may, on an application made to it by the tribunal—
- (a) make such order for enforcing compliance or otherwise as it thinks fit, or
 - (b) deal with the matter as if it were a contempt of the Court.

Commencement Information

I2 Sch. 8 para. 18 in force at 1.4.2015 by S.S.I. 2015/116, art. 2

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