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**Changes to legislation:** There are currently no known outstanding effects for the Tribunals (Scotland) Act 2014, Cross Heading: Pre-SCJC rule-making. (See end of Document for details)

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## SCHEDULE 9 TRANSITIONAL AND CONSEQUENTIAL

### PART 1

#### TRANSITIONAL AND OTHER MATTERS

##### *Pre-SCJC rule-making*

- 4 (1) Until the Scottish Civil Justice Council and the Court of Session are involved in the making of Tribunal Rules by virtue of the coming into force of paragraph 13(2) to (5)—
- (a) section 68(3) and (4) is of no effect,
  - (b) instead of that section, sub-paragraph (2) applies for the purpose of making rules—
    - (i) regulating the practice and procedure to be followed in proceedings at the Scottish Tribunals, or
    - (ii) containing provision of other sorts appropriate with respect to the Scottish Tribunals (including in relation to the exercise by them of their functions).
- (2) The function of making such rules is exercisable by the Scottish Ministers by setting them out in regulations.
- (3) Before making regulations under sub-paragraph (2), the Scottish Ministers must consult—
- (a) the President of Tribunals, and
  - (b) such other persons as they consider appropriate.

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#### Commencement Information

**II** Sch. 9 para. 4 in force at 1.4.2015 by S.S.I. 2015/116, art. 2

- 5 (1) Regulations under paragraph 4(2) may—
- (a) modify rules having effect as mentioned in paragraph 2(2) (by virtue of regulations made under that paragraph),
  - (b) do anything that may be done by Tribunal Rules by virtue of Chapter 2 of Part 7 (including the making of different provision for different purposes).
- (2) Regulations under paragraph 4(2) are subject to the negative procedure.

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#### Commencement Information

**I2** Sch. 9 para. 5 in force at 1.4.2015 by S.S.I. 2015/116, art. 2

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Heading: Pre-SCJC rule-making.