



Tribunals (Scotland) Act 2014

2014 asp 10

PART 6

REVIEW OR APPEAL OF DECISIONS

CHAPTER 1

TRIBUNAL DECISIONS

Appeal from Upper Tribunal

49 Disposal of an appeal

- (1) In an appeal under section 48, the Court of Session may uphold or quash the decision on the point of law in question.
- (2) If the Court quashes the decision, it may—
 - (a) re-make the decision,
 - (b) remit the case to the Upper Tribunal, or
 - (c) make such other order as the Court considers appropriate.
- (3) In re-making the decision, the Court may—
 - (a) do anything that the Upper Tribunal could do if re-making the decision,
 - (b) reach such findings in fact as the Court considers appropriate.
- (4) In remitting the case, the Court may give directions for the Upper Tribunal's reconsideration of the case.
- (5) Such directions may relate to—
 - (a) issues of law or fact (including the Court's opinion on any relevant point),
 - (b) procedural issues (including as to the members to be chosen to reconsider the case).

Changes to legislation: *There are currently no known outstanding effects for the Tribunals (Scotland) Act 2014, Section 49. (See end of Document for details)*

Commencement Information

II [S. 49](#) in force at 1.4.2015 by [S.S.I. 2015/116](#), [art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Tribunals (Scotland) Act 2014, Section 49.