



Social Security (Scotland) Act 2018

2018 asp 9

PART 4

FURTHER PROVISION IN CONNECTION WITH PARTS 2 AND 3

[^{F1}]^{F2}Assistance given in error: First-tier Tribunal's jurisdiction

[^{F1}]^{F2}87A Power to transfer jurisdiction from sheriff to tribunal

- (1) The Scottish Ministers may by regulations transfer to the First-tier Tribunal for Scotland some or all of the competence and jurisdiction that a sheriff has in relation to the recovery of—
 - (a) money owed under section 63, or
 - (b) money owed under regulations under Part 3.
- (2) Before laying a draft Scottish statutory instrument containing regulations under subsection (1) before the Scottish Parliament for approval by resolution, the Scottish Ministers must consult—
 - (a) the Lord President of the Court of Session,
 - (b) the President of the Scottish Tribunals,
 - (c) sheriffs principal.
- (3) The Scottish Ministers must—
 - (a) exercise the power conferred by subsection (1) at least once,
 - (b) before 1 April 2021, consult the persons mentioned in subsection (2) about making regulations under subsection (1).]]

Textual Amendments

- F1** S. 86A: s. 77 renumbered as s. 86A (11.10.2021) by [Social Security Administration and Tribunal Membership \(Scotland\) Act 2020 \(asp 18\)](#), **ss. 7(3)**, 18(2)(3) (with s. 8); S.S.I. 2021/338, reg. 2
- F2** S. 87A and cross-heading inserted (11.11.2020) by [Social Security Administration and Tribunal Membership \(Scotland\) Act 2020 \(asp 18\)](#), **ss. 14(3)**, 18(1)

Changes to legislation:

Social Security (Scotland) Act 2018, Section 87A is up to date with all changes known to be in force on or before 17 December 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 81(4C) inserted by [2021 asp 20 s. 2\(a\)](#)
- s. 85D inserted by [2020 asp 18 s. 2\(6\)](#)