
SCOTTISH STATUTORY INSTRUMENTS

2020 No. 52

**The Relevant Adjustments to Common Parts
(Disabled Persons) (Scotland) Regulations 2020**

Appeals

10.—(1) The disabled person or an owner of the common parts affected by the proposed works may appeal to the sheriff against—

- (a) the decision of a majority of the owners to consent, or to withhold consent, taken under regulation 5(3), or
 - (b) a condition imposed on consent given to the proposed works under regulation 5(3)(b).
- (2) The appellant must give notice of the appeal to—
- (a) all owners of the common parts affected by the proposed works, and
 - (b) where the appellant is not the disabled person, the disabled person.
- (3) The sheriff may determine the appeal by—
- (a) authorising the disabled person to carry out the proposed works,
 - (b) authorising the disabled person to carry out the proposed works, subject to conditions, or
 - (c) quashing the decision of the majority of the owners to consent to the proposed works and directing that the disabled person may not carry out the proposed works.