



Pensions Appeal Tribunals Act 1943

1943 CHAPTER 39 6 and 7 Geo 6

6 Constitution jurisdiction and procedure of Pensions Appeal Tribunals [^{F1}for Scotland and Northern Ireland etc].

(1) The provisions of the Schedule to this Act shall have effect with respect to the constitution, jurisdiction and procedure of Pensions Appeal Tribunals [^{F2}for Scotland and Northern Ireland].

^{F3}(2)

^{F3}(2A)

^{F3}(2B)

[^{F4}(2C) [^{F5} Where—

(a) a case is referred under section 6B of this Act for redetermination, or determination by a differently constituted [^{F6}Pensions Appeal Tribunal for Scotland or Northern Ireland,]

(b) a direction for a rehearing is given under rules made by virtue of paragraph 5(3B) of the Schedule to this Act,]

[the First-tier Tribunal reviews a decision made by it under this Act which it sets aside under section 9(4)(c) of the Tribunals, Courts and Enforcement Act 2007, or

(d) a case involving a decision made by the First-tier Tribunal under this Act is remitted to it by the Upper Tribunal under section 12(2)(b)(i) of that Act,]

the Minister may, before the expiry of the period of two months beginning with the date of the [^{F8}reference][^{F9}, direction, setting aside or remittal], review the original decision.

(2D) If, on any such review, the Minister is of the opinion that there are grounds for revising the original decision he shall—

(a) notify the appellant of his opinion and of the revision which he proposes to make; and

(b) if the appellant withdraws his appeal against the original decision, revise it accordingly.]

Changes to legislation: There are currently no known outstanding effects for the Pensions Appeal Tribunals Act 1943, Section 6. (See end of Document for details)

- (3) [F10 Subject to—
- (a) sections 6A and 6B of this Act, F11 . . .
 - (b) rules made by virtue of paragraph 5(3A) of the Schedule to this Act[F12, and
 - (c) provision made by or under Chapter 2 of Part 1 of the Tribunals, Courts and Enforcement Act 2007,]]

the decision of [F13the appropriate tribunal] on any issue on which an appeal is brought under this Act shall be final and conclusive.

- (4) In determining an appeal under this Act in respect of any claim or award, the [F14appropriate tribunal] shall be bound by the terms of the Royal Warrant, Order in Council, Order of His Majesty or scheme under which the claim or award purports to be made and of any enactment under which any such scheme is made, being terms relating to the issue before the [F14appropriate tribunal].

Textual Amendments

- F1** Words in s. 6 heading inserted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 9(1), [Sch. 3 para. 12\(2\)](#)
- F2** Words in s. 6(1) inserted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 9(1), [Sch. 3 para. 12\(3\)](#)
- F3** S. 6(2)-(2B) repealed (6.4.2005) by [Armed Forces \(Pensions and Compensation\) Act 2004 \(c. 32\)](#), ss. 5, 7, 8, [Sch. 1 para. 3\(2\)](#), [3](#) (with transitional provisions in S.I. 2005/660, [art. 2](#)); S.I. 2005/356, [art. 2](#), [Sch. 2](#)
- F4** S. 6(2C)(2D) inserted by [Social Security and Housing Benefits Act 1982 \(c. 24, SIF 113:1\)](#), [s. 43\(1\)](#)
- F5** Words in s. 6(2C) substituted (6.4.2005) by [Armed Forces \(Pensions and Compensation\) Act 2004 \(c. 32\)](#), ss. 5, 8, [Sch. 1 para. 3\(3\)](#) (with transitional provisions in S.I. 2005/660, [art. 2](#)); S.I. 2005/356, [art. 2\(2\)](#), [Sch. 2](#)
- F6** Words in s. 6(2C)(a) substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 9(1), [Sch. 3 para. 12\(4\)\(a\)](#)
- F7** S. 6(2C)(c)(d) inserted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 9(1), [Sch. 3 para. 12\(4\)\(b\)](#)
- F8** Words in s. 6(2C) inserted (6.4.2005) by [Armed Forces \(Pensions and Compensation\) Act 2004 \(c. 32\)](#), ss. 5, 8, [Sch. 1 para. 3\(3\)](#) (with transitional provisions in S.I. 2005/660, [art. 2](#)); S.I. 2005/356, [art. 2](#), [Sch. 2](#)
- F9** Words in s. 6(2C) substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), arts. 1(4), 9(1), [Sch. 3 para. 12\(4\)\(c\)](#)
- F10** Words in s. 6(3) substituted (6.4.2005) by [Armed Forces \(Pensions and Compensation\) Act 2004 \(c. 32\)](#), ss. 5, 8, [Sch. 1 para. 3\(4\)](#) (with transitional provisions in S.I. 2005/660, [art. 2](#)); S.I. 2005/356, [art. 2\(2\)](#), [Sch. 2](#)
- F11** Word in s. 6(3)(a) omitted (3.11.2008) by virtue of [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 9(1), [Sch. 3 para. 12\(5\)\(a\)](#)
- F12** S. 6(3)(c) and preceding word inserted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 9(1), [Sch. 3 para. 12\(5\)\(b\)](#)
- F13** Words in s. 6(3) substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 9(1), [Sch. 3 para. 12\(5\)\(c\)](#)
- F14** Words in s. 6(4) substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 9(1), [Sch. 3 para. 12\(6\)](#)

Modifications etc. (not altering text)

- C1** S. 6 amended by [S.I. 1980/1082](#), [arts. 4, 5, 7](#)

Changes to legislation:

There are currently no known outstanding effects for the Pensions Appeal Tribunals Act 1943, Section 6.