STATUTORY INSTRUMENTS

1983 No. 397 (S.40)

COURT OF SESSION, SCOTLAND

Act of Sederunt (Rules of Court Amendment No. 1) (Appeals under Social Security Acts) 1983

Made - - - 11*th March* 1983

Coming into Operation 6*th April* 1983

The Lords of Council and Session in exercise of their powers under section 16 of the Administration of Justice (Scotland) Act 1933(**a**), section 94(5) of the Social Security Act 1975(**b**), section 11(8) of the Social Security and Housing Benefits Act 1982(**c**), and all other powers enabling them in that behalf, enact and declare—

Citation and commencement

1.—(1) This Act of Sederunt may be cited as the Act of Sederunt (Rules of Court Amendment No. 1) (Appeals under Social Security Acts) 1983 and shall come into operation on 6th April 1983.

(2) This Act of Sederunt shall be inserted in the Books of Sederunt.

Extension of time limit for appeals to 28 days and application to Social Security and Housing Benefit Act 1982

2. In the Rules of Court(**d**), in rule 288 (Social Security Acts)—

(a) in paragraph (1), add the following sub-paragraph—

"(e) a reference or an appeal to the Court under section 11(4) and (5) of the Social Security and Housing Benefit Act 1982.";

(b) in paragraph (3), for the figures "21", wherever occuring, substitute the figures "28";

(c) in paragraph (6), add the words "and for the purpose of the application of those rules a reference mentioned in paragraph (1) shall be treated as an application to which those rules apply, except that the time limit specified in rule 277(e) shall not apply to a reference from an Occupational Pensions Board mentioned in sub-paragraph (c) of paragraph (1).".

Emslie,
Lord President,
I.P.D.

Edinburgh,
11th March 1983.

(**a**) 1933 c.41. (**b**) 1975 c.14. (**c**) 1982 c.24.
(**d**) S.I. 1965/321, amended by S.I. 1976/779.

EXPLANATORY NOTE

(This Note is not part of the Act of Sederunt.)

This Act of Sederunt makes minor amendments to Rule 288 of the Rules of the Court of Session consequential upon the coming into effect of paragraph 10 of Part II of Schedule 1 to the Social Security Act 1980 (c. 30) and Section 11 of the Social Security and Housing Benefit Act 1982.

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