



Regulation of Care (Scotland) Act 2001

2001 asp 8

PART 3

THE COUNCIL

Appeal

51 Appeal against decision of Council

[^{F1}(1) A person who—

- (a) has been given notice under subsection (2) of section 50 of this Act of a decision mentioned in that subsection; or
- (b) has been given notice of a decision of the Council under Part 3 of the General Systems Regulations in respect of an aptitude test, or period of adaptation, in connection with the person's becoming permitted, by virtue of that Part of those Regulations, to have access to, and to pursue, the profession of social worker in the United Kingdom,

may, within fourteen days after that notice is given, appeal to the sheriff against the decision.]

(2) On such an appeal the sheriff may—

- (a) confirm the decision; or
- (b) direct that it shall not have effect.

(3) The sheriff shall also have power, on such an appeal—

- (a) to vary any condition which, by virtue of section 46 of this Act, is in force in respect of the person;
- (b) to direct that any such condition shall cease to have effect; or
- (c) to direct that a condition which the sheriff thinks fit to impose shall have effect in respect of the person.

Textual Amendments

- F1** S. 51(1) substituted (3.12.2007) by [The European Qualifications \(Health and Social Care Professions\) Regulations 2007 \(S.I. 2007/3101\)](#), regs. 1(2), 263

Status: Point in time view as at 03/12/2007.

Changes to legislation: There are currently no known outstanding effects for the Regulation of Care (Scotland) Act 2001, Cross Heading: Appeal. (See end of Document for details)

Commencement Information

II S. 51 wholly in force at 1.4.2002, see s. 81(2)-(4) and [S.S.I. 2002/162](#), [art. 2\(e\)](#) (subject to [arts. 3-13](#))

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