

SCHEDULE 1  
SCOTTISH ARBITRATION RULES

**PART 8**

CHALLENGING AWARDS

*Rule 67 Challenging an award: substantive jurisdiction M*

- 67 (1) A party may appeal to the Outer House against the tribunal’s award on the ground that the tribunal did not have jurisdiction to make the award (a “jurisdictional appeal”).
- (2) The Outer House may decide a jurisdictional appeal by—
- (a) confirming the award,
  - (b) varying the award (or part of it), or
  - (c) setting aside the award (or part of it).
- (3) Any variation by the Outer House has effect as part of the tribunal’s award.
- (4) An appeal may be made to the Inner House against the Outer House’s decision on a jurisdictional appeal (but only with the leave of the Outer House).
- (5) Leave may be given by the Outer House only where it considers—
- (a) that the proposed appeal would raise an important point of principle or practice, or
  - (b) that there is another compelling reason for the Inner House to consider the appeal.
- (6) The Outer House’s decision on whether to grant such leave is final.
- (7) The Inner House’s decision on such an appeal is final.