

SCHEDULE H

Regulation H2

Medical Appeals

1. Every notice of appeal under Regulation H2(2) shall be in writing.
2. On receipt of the notice of appeal the police authority shall forward to the Secretary of State 2 copies thereof and of the certificate appealed against, with the name and address of the appellant.
3. A medical referee shall appoint a time and place for interviewing the appellant and for any such further interviews or examinations as he may consider necessary and shall give reasonable notice thereof to the appellant and the police authority.
4. At any time before any interview with the medical referee the appellant or the police authority may submit to the medical referee a statement relating to the subject matter of the appeal, and if they so submit a statement they shall send a copy thereof to the other party.
5. Any interview or examination may be attended by—
 - (a) the selected medical practitioner; and
 - (b) any duly qualified medical practitioner appointed for the purpose by either party.
6. The medical referee shall give written notice to the police authority and appellant of his decision and, if that decision is that he disagrees with any part of the certificate of the selected medical practitioner, shall send a copy of his certificate to the police authority and the appellant.
- 7.—(1) The medical referee shall be entitled to such fees and allowances as the Secretary of State may from time to time determine.
(2) The said fees and allowances shall be paid by the police authority and shall be treated as part of the police authority's expenses for the purposes of this Schedule.
- 8.—(1) Save as hereinafter provided, the expenses of each party to the appeal shall be borne by that party.
(2) Where the medical referee decides in favour of the police authority, the authority may require the appellant to pay towards the cost of the appeal such sum not exceeding the referee's total fees and allowances as the authority think fit.
(3) Where the medical referee decides in favour of the appellant, the police authority shall refund to the appellant any expenses actually and reasonably incurred by the appellant in respect of any such interview or examination as is mentioned in paragraph 3.