



Social Security (Recovery of Benefits) Act 1997

1997 CHAPTER 27

Reviews and appeals

13 Appeal to [^{F1}Upper Tribunal].

^{F2}(1)

(2) An appeal [^{F3}to the Upper Tribunal under section 11 of the Tribunals, Courts and Enforcement Act 2007 which arises from any decision of the First-Tier Tribunal made under section 12 of this Act] may be made by—

- (a) the Secretary of State,
- (b) the person who applied for the certificate of recoverable benefits, ^{F4} . . .

[^{F5}(bb) (in a case where that certificate was issued under section 7(2)(a)) the person to whom it was so issued, or]

- (c) (in a case where the amount of the compensation payment has been calculated in accordance with section 8 [^{F6}or 8A]) the injured person or other person to whom the payment is made.

[^{F7}but the scheme administrator of the Diffuse Mesothelioma Payment Scheme may not appeal under this section.]

^{F8}(3)

^{F9}(4)

Textual Amendments

- F1** Words in cross-heading substituted (3.11.2008) by [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), **Sch. 3 para. 141(a)**
- F2** S. 13(1) omitted (3.11.2008) by virtue of [The Transfer of Tribunal Functions Order 2008 \(S.I. 2008/2833\)](#), art. 1(1), **Sch. 3 para. 141(b)**

Changes to legislation: There are currently no known outstanding effects for the Social Security (Recovery of Benefits) Act 1997, Section 13. (See end of Document for details)

- F3** Words in s. 13(2) substituted (3.11.2008) by The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), **Sch. 3 para. 141(c)**
- F4** Word at the end of s. 13(2)(b) repealed (29.11.1999) by 1998 c. 14, ss. 86(1)(2), Sch. 7 para. 152(2)(a), **Sch. 8**; S.I. 1999/3178, art. 2(1)(a), **Sch. 1** (subject to transitional provisions in Schs. 21-23)
- F5** S. 13(2)(bb) inserted (29.11.1999) by 1998 c. 14, ss. 86(1), **Sch. 7 para. 152(2)(b)**; S.I. 1999/3178, art. 2(1)(a), **Sch. 1** (subject to transitional provisions in Schs. 21-23)
- F6** Words in s. 13(2)(c) inserted (31.3.2014) by Mesothelioma Act 2014 (c. 1), s. 19(1), **Sch. 1 para. 8**; S.I. 2014/459, art. 3(c)
- F7** Words in s. 13(2) inserted (31.3.2014) by Mesothelioma Act 2014 (c. 1), s. 19(1), **Sch. 1 para. 6**; S.I. 2014/459, art. 3(c)
- F8** S. 13(3) omitted (3.11.2008) by virtue of The Transfer of Tribunal Functions Order 2008 (S.I. 2008/2833), art. 1(1), **Sch. 3 para. 141(d)**
- F9** S. 13(4) repealed (29.11.1999) by 1998 c. 14, ss. 86(1)(2), Sch. 7 para. 152(4), **Sch. 8**; S.I. 1999/3178, art. 2(1)(a), **Sch. 1** (subject to transitional provisions in Schs. 21-23)

Modifications etc. (not altering text)

- C1** Ss. 10-14 applied (with modifications) (1.10.2008) by Social Security (Recovery of Benefits) (Lump Sum Payments) Regulations 2008 (S.I. 2008/1596), regs. 1(1), 2, **Sch. 1** (with reg. 6)

Commencement Information

- I1** S. 13 wholly in force at 6.10.1997; s. 13 not in force at Royal Assent, see s. 34(2); s. 13(3) in force for specified purposes at 3.9.1997 by S.I. 1997/2085, **art. 2(1)**; s. 13 in force 6.10.1997 insofar as not already in force by S.I. 1997/2085, **art. 2(1)**

Changes to legislation:

There are currently no known outstanding effects for the Social Security (Recovery of Benefits) Act 1997, Section 13.