

SCHEDULE 3

Minor, consequential and supplemental provisions

Pensions Appeal Tribunals Act 1943

- 14.** In section 6B (redetermination etc of appeals by Pensions Appeal Tribunal)—
- (a) in the title for “Pensions Appeal Tribunal” substitute “appropriate tribunal”;
 - (b) for subsection (1) substitute—
 - “(1) Subsections (2) and (3) apply where an application is made to—
 - (a) a Pensions Appeal Tribunal for Scotland or Northern Ireland under section 6A(5A) of this Act, or
 - (b) a person under section 6A(6)(a) of this Act,for leave to appeal from a decision of the tribunal concerned.”;
 - (c) in subsection (2)—
 - (i) for “the person” substitute “the tribunal or person to whom the application is made”;
 - (ii) for “he” substitute “that tribunal or person”;
 - (iii) for “the Tribunal” substitute “the tribunal concerned”; and
 - (iv) for “constituted Tribunal” substitute “constituted Pensions Appeal Tribunal for Scotland or Northern Ireland”; and
 - (d) in subsection (3)—
 - (i) for “the person” substitute “the tribunal or person to whom the application is made”; and
 - (ii) for “constituted Tribunal” substitute “constituted Pensions Appeal Tribunal for Scotland or Northern Ireland”; and
 - (e) after that subsection insert—
 - “(4) Subsection (5) applies where an application is made to the First-tier Tribunal for permission to appeal to the Upper Tribunal from any decision of the First-tier Tribunal under this Act.
 - (5) If each of those who would be parties to the appeal if permission were granted expresses the view that the decision was erroneous in point of the law, the First-tier Tribunal shall set aside the decision and refer the case for determination by a differently constituted First-tier Tribunal.”.