

decided. For the purposes of this section the word "person" shall be deemed to include the Subsequent Injury Fund as created by § 66 of this article and no award shall be made against such fund by the Commission or by any court unless the fund is a party to the proceeding and is represented by counsel. In the event that an appeal shall be taken to court other than the circuit court of the county [or to a common-law court of Baltimore City] having jurisdiction over the place where the accident occurred or over the person appealing from such decision, the court shall on motion of either party transfer such appeal to the proper tribunal, so that the said appeal may be heard on its merits in the court having jurisdiction to hear the same. If the court shall determine that the Commission has acted within its powers and has correctly construed the law and facts, the decision of the Commission shall be confirmed; otherwise it shall be reversed, modified, or remanded to the Commission for further proceedings. Upon the hearing of such an appeal the court shall, upon motion of either party filed with the clerk of the court according to the practice in civil cases, submit to a jury any question of fact involved in such case provided, however, that in all appeals in which occupational diseases are involved, the findings of fact by the Commission shall be final and not subject to review or modification by the court or be submitted to a jury. The proceedings in every such an appeal shall be informal and summary, but full opportunity to be heard shall be had before judgment is pronounced. In the event a claimant needs additional medical attention pending any appeal as provided herein, the Commission shall retain jurisdiction to entertain a request for additional medical treatment and attention and may issue a supplemental order requiring the employer to furnish additional medical treatment and attention, which order is subject to review on the pending appeal. An appeal shall not be a stay of any order of the Commission directing payment of compensation or any order or supplemental order requiring the furnishing of medical treatment. If the decision of the Commission shall be confirmed, reversed, modified, or remanded to the Commission for further proceedings, the practice prevailing in civil cases as to the payment of costs and the fees of medical and other witnesses shall apply. In all such appeals upon suggestion in writing, under oath, of either of the parties to said proceedings that such party cannot have a fair and impartial trial in the court in which the same may be pending, the said court shall order and direct the record of proceedings in such appeal to be transmitted to some other of the circuit courts of the counties[, or common-law courts of Baltimore City] for trial. Appeal shall lie from the judgment of the circuit court of the county [or the common-law courts of Baltimore City] to the Court of Special Appeals as in other civil cases subject to the jurisdiction of the Court of Special Appeals. All appeals from the Commission shall have precedence over all cases except criminal cases.