

Within thirty days after service of the petition, or within such further time as the court may allow, the District Council shall transmit to the reviewing court the original or a certified copy of the entire record of the proceeding under review; but, by stipulation of all parties to the review proceeding, the record may be shortened. Any party unreasonably refusing to stipulate to limit the record may be taxed by the court for the additional costs. The court may require or permit subsequent corrections or additions to the record when deemed advisable.

If, before the date set for hearing, application is made to the court for leave to present additional evidence on the issues in the case, and it is shown to the satisfaction of the court that the additional evidence is material and that there were good reasons for failure to present it in the proceeding before the District Council, the court may order that the additional evidence be taken before the District Council upon such conditions as the court deems proper. In cases in which the additional evidence is taken before the District Council, it may modify its findings and decision by reason of the additional evidence and shall file with the reviewing court, to become a part of the record, the additional evidence, together with any modifications or new findings or decision.

The review shall be conducted by the court without a jury. In cases of alleged irregularities in procedure before the District Council not shown in the record, testimony thereon may be taken in the court. The court shall, upon request, hear oral argument and receive written briefs.

The court may affirm the decision of the District Council or remand the case for further proceedings; or it may reverse or modify the decision if the substantial rights of the petitioners may have been prejudiced because the administrative findings, inferences, conclusions, or decisions are:

In violation of Constitutional provisions; or

In excess of the statutory authority or jurisdiction of the agency; or

Made upon unlawful procedure; or

Affected by other error of law; or

Unsupported by competent, material, and substantial evidence in view of the entire record as submitted; or

Against the weight of competent, material and substantial evidence in view of the entire record, as submitted by the agency; or

Arbitrary or capricious.

1113. (e) Appeals. An aggrieved party may secure a review of any final judgment of the Prince George's County Circuit Court under this sub-title by appeal to the Court of Appeals. Such appeal shall be taken in the manner provided by law for appeals from law courts in other civil cases.

SEC. 2. *And be it further enacted, That all Acts or parts of Acts which are inconsistent with the provisions of this Act are hereby repealed to the extent of such inconsistency, but such repeal shall not affect pending proceedings.*