

application by petition to show cause is made to the Court before the date set for hearing for leave to present additional evidence on the issues in the case either by the party appealing or any party in interest, and if it is shown to the satisfaction of the Court after a hearing thereon that the additional evidence is material and that there were good reasons for failure to present it in the proceedings before the District Council, the Court shall order that the additional evidence be taken before the District Council upon [such] conditions [as] WHICH the Court deems proper, and the case shall be forthwith remanded to the District Council for the taking of [such] additional testimony. In cases in which the additional evidence is taken before the District Council, the [said] District Council may modify or reverse its previous findings and decision by reason of the additional evidence and shall file with the reviewing Court, to become part of the record, the additional evidence together with any modifications or new findings or decision.

(h) Court procedure. 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 upon request shall hear oral argument and receive written briefs.

(i) Court's action. 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 (1) in violation of constitutional provisions; or (2) in excess of the statutory authority or jurisdiction of the agency; or (3) made upon unlawful procedure; or (4) affected by other error of law; or (5) unsupported by competent, material and substantial evidence in view of the entire record as submitted; or (6) arbitrary or capricious.

(j) Further right of appeal. In Prince George's County, the District Council, the applicant, or any part to the Circuit Court review who is an aggrieved party, may secure a review of any final judgment of the Prince George's County Circuit Court under this [subheading] TITLE by appeal to the Court of SPECIAL Appeals. [Such] THE appeal shall be taken in the manner provided by law for appeals from law courts in other civil cases. Each [County Commissioner] MEMBER OF THE DISTRICT COUNCIL in Prince George's County [shall be] IS entitled to vote on whether the District Council shall appeal to the Court of SPECIAL Appeals, regardless of whether [such County