

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Environment (Wales) Act 2016, Paragraph 10. (See end of Document for details)

PROSPECTIVE

SCHEDULE 1

CHARGES FOR CARRIER BAGS: CIVIL SANCTIONS

Appeals

- 10 (1) Carrier bag regulations may not provide for the making of an appeal other than to—
- (a) the First-tier Tribunal, or
 - (b) another tribunal created under an enactment.
- (2) In sub-paragraph (1)(b), “tribunal” does not include an ordinary court of law.
- (3) If the regulations make provision for an appeal in relation to the imposition of any requirement or the service of any notice, they may include—
- (a) provision suspending the requirement or notice pending determination of the appeal;
 - (b) provision as to the powers of the tribunal to which the appeal is made;
 - (c) provision as to how any sum payable in pursuance of a decision of that tribunal is to be recoverable.
- (4) The provision referred to in sub-paragraph (3)(b) includes provision conferring on the tribunal to which the appeal is made power—
- (a) to withdraw the requirement or notice;
 - (b) to confirm the requirement or notice;
 - (c) to take such steps as the administrator could take in relation to the act or omission giving rise to the requirement or notice;
 - (d) to remit the decision whether to confirm the requirement or notice, or any matter relating to that decision, to the administrator;
 - (e) to award costs.

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