

SCHEDULE **E+W**

Application for, and determination of, licences

PART 3 **E+W**

Appeals procedure

Appeals to the Secretary of State or the Welsh Ministers under section 43 (decision on licence application) **E+W**

12.—(1) For the purposes of section 43(3)(b), the prescribed period for serving a notice of appeal is 28 days.

(2) A notice of appeal under section 43 must state the grounds of appeal and be accompanied by a copy of—

- (a) the application to which the appeal relates;
- (b) any information or report submitted to the appropriate agency with the application;
- (c) the notice of the decision on the application, if any;
- (d) all other relevant correspondence with the appropriate agency.

(3) The appropriate agency must, within 14 days of receiving a notice of appeal under section 43, serve a copy of that notice on—

- (a) any person who within the period referred to in section 37(4)(b) made representations in writing in relation to the application;
- (b) any National Park authority or the Broads Authority served with a notice in accordance with paragraph 9(2) that, within the period referred to in paragraph 9(3)(b), made representations in writing in relation to the application.

(4) When serving a copy of a notice of appeal, the appropriate agency must notify the recipient in writing—

- (a) that the recipient may make further representations in writing in relation to the appeal;
- (b) of where any such representations must be sent;
- (c) of the date by which those representations must be received.

Changes to legislation:

There are currently no known outstanding effects for the The Water Abstraction (Transitional Provisions) Regulations 2017, Paragraph 12.