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SCOTTISH STATUTORY INSTRUMENTS

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**2015 No. 194**

**The Rural Payments (Appeals) (Scotland) Regulations 2015**

**Appeal to the Land Court**

**8.—**(1) The beneficiary may appeal against a decision under regulation 7(1) on any issue of fact or law to the Land Court.

(2) An appeal under paragraph (1) must be made within 60 days of receipt of the written report.

(3) Where the Scottish Ministers have not sent a written report within the period of 60 days referred to in regulation 7(4), the beneficiary may instead appeal against the relevant decision on any issue of fact or law to the Land Court.

(4) An appeal made under paragraph (3) must be made within the period of 60 days beginning on the date on which the period referred to in regulation 7(4) expired.

(5) An appeal is to be in such form as may be prescribed from time to time by the Land Court.

(6) An appeal must, so far as possible, specify—

- (a) the grounds of appeal;
- (b) what finding of the Scottish Ministers is challenged;
- (c) any facts the beneficiary seeks to rely on;
- (d) the arguments to be advanced in support of the appeal; and
- (e) brief details of the legislative provisions or judicial authorities to be referred to in relation to the appeal.

(7) An appeal under paragraph (1) must be accompanied by the decision letter, the application for review and the written report.

(8) An appeal under paragraph (3) must be accompanied by the decision letter, the application for review and evidence of the date of the review meeting intimated to the beneficiary under regulation 6(3).

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**Commencement Information**

**II** Reg. 8 in force at 12.6.2015, see **reg. 1(1)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Rural Payments (Appeals) (Scotland) Regulations 2015, Section 8.