

SCOTTISH STATUTORY INSTRUMENTS

**2015 No. 359**

**The European Maritime and Fisheries  
Fund (Grants) (Scotland) Regulations 2015**

**Determination of applications**

- 5.—(1) Subject to the EU Regulations and these Regulations, the Scottish Ministers may—
- (a) refuse to approve an application; or
  - (b) approve an application in whole or in part, either unconditionally or subject to such conditions as the Scottish Ministers may determine.
- (2) The Scottish Ministers may at any time vary an approval by amending any conditions to which it has been made subject, or by adding conditions.
- (3) The Scottish Ministers must notify—
- (a) an applicant in writing of their decision in respect of an application;
  - (b) a beneficiary of any conditions to which their approval has been made subject or which has been varied under this regulation.
- (4) Paragraph (5) applies where the Scottish Ministers notify—
- (a) an applicant of a refusal to approve an application;
  - (b) a beneficiary of the approval of an application subject to conditions; or
  - (c) a beneficiary of the variation of the terms of an existing approval.
- (5) The Scottish Ministers must give such an applicant or beneficiary—
- (a) written reasons for the decision; and
  - (b) an opportunity to make representations in relation to that decision within such reasonable time as is notified to the applicant or beneficiary by the Scottish Ministers.
- (6) The Scottish Ministers must—
- (a) consider any representations received under paragraph (5)(b);
  - (b) make a decision which either confirms their original decision or substitutes a different decision; and
  - (c) notify the applicant or beneficiary in writing of the decision under sub-paragraph (b).

**Commencement Information**

**II** [Reg. 5](#) in force at 30.11.2015, see [reg. 1\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The European Maritime and Fisheries Fund (Grants) (Scotland) Regulations 2015, Section 5.