
STATUTORY INSTRUMENTS

2002 No. 2315

**The Beef Labelling (Enforcement)
(England) (Amendment) Regulations 2002**

Amendment of the Beef Labelling (Enforcement) (England) Regulations 2000

2.—(1) The Beef Labelling (Enforcement) (England) Regulations 2000⁽¹⁾ shall be amended in accordance with the following provisions of this regulation.

(2) In regulation 5, after paragraph (2) there shall be inserted the following paragraph—

“(2A) A notice served pursuant to paragraph (2) shall state the right of appeal to a magistrates' court under regulation 13A and the period within which the appeal may be brought.”.

(3) After Regulation 13 (Penalties) there shall be inserted the following regulation—

“Appeals against notices

13A.—(1) Any person who is aggrieved by a decision of an authorised officer to serve a notice pursuant to regulation 5(2) may appeal to a magistrates' court.

(2) The procedure on an appeal to a magistrates' court under paragraph (1) shall be by way of complaint for an order, and the Magistrates' Court Act 1980⁽²⁾ shall apply to the proceedings.

(3) The period within which an appeal under paragraph (1) may be brought shall be one month from the date on which the notice of the decision was served on the aggrieved person; and the making of the complaint shall be deemed for the purposes of this paragraph to be the bringing of the appeal.

(4) On an appeal against a notice served pursuant to regulation 5(2), the court may either cancel or affirm the notice and, if the court affirms the notice, it may do so either in its original form or with such modifications as the court may in the circumstances think fit.

(5) A person who is aggrieved by any decision by a magistrates' court on an appeal under this regulation may appeal to the Crown Court.”.

(1) S.I.2000/3047.

(2) 1980 c. 43.