
STATUTORY INSTRUMENTS

2003 No. 838

The Entry Level Agri-Environment Scheme
(Pilot) (England) Regulations 2003 (revoked)

Power to recover or withhold payments

8.—(1) Where—

- (a) any information provided by the beneficiary is false or misleading in any material respect;
or
- (b) there has been a breach of any term of the agreement,

the Secretary of State may exercise either of the powers contained in paragraph (2).

(2) The powers conferred by paragraph (1) are—

- (a) to withhold the whole or any part of the sums payable to the beneficiary; and
- (b) to recover on demand the whole or any part of the sums already paid to the beneficiary.

(3) Before exercising the powers contained in paragraph (2), the Secretary of State shall—

- (a) give the beneficiary a written explanation of the reasons for the step proposed to be taken;
- (b) invite the beneficiary to make written representations within such time as the Secretary of State considers reasonable; and
- (c) consider any such representations.

Status:

Point in time view as at 18/04/2003. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the The Entry Level Agri-Environment Scheme (Pilot) (England) Regulations 2003 (revoked), Section 8.