



Human Fertilisation and Embryology Act 1990

1990 CHAPTER 37

Grant, revocation and suspension of licences

[^{F1}19 Procedure in relation to licensing decisions

- (1) Before making a decision—
 - (a) to refuse an application for the grant, revocation or variation of a licence, or
 - (b) to grant an application for a licence subject to a condition imposed under paragraph 1(2), 1A(2), 2(2) or 3(6) of Schedule 2,the Authority shall give the applicant notice of the proposed decision and of the reasons for it.
- (2) Before making a decision under section 18(2) or 18A(3) or (5) the Authority shall give notice of the proposed decision and of the reasons for it to—
 - (a) the person responsible, and
 - (b) the holder of the licence (if different).
- (3) Where an application has been made under section 18A(2) to vary a licence, but the Authority considers it appropriate to vary the licence otherwise than in accordance with the application, before so varying the licence the Authority shall give notice of its proposed decision and of the reasons for it to—
 - (a) the person responsible, and
 - (b) the holder of the licence (if different).
- (4) A person to whom notice is given under subsection (1), (2) or (3) has the right to require the Authority to give him an opportunity to make representations of one of the following kinds about the proposed decision, namely—
 - (a) oral representations by him, or a person acting on his behalf;
 - (b) written representations by him.

Changes to legislation: There are currently no known outstanding effects for the Human Fertilisation and Embryology Act 1990, Section 19. (See end of Document for details)

- (5) The right under subsection (4) is exercisable by giving the Authority notice of the exercise of the right before the end of the period of 28 days beginning with the day on which the notice under subsection (1), (2) or (3) was given.
- (6) The Authority may by regulations make such additional provision about procedure in relation to the carrying out of functions under sections 18 and 18A and this section as it thinks fit.]

Textual Amendments

- F1** Ss. 19-19B substituted for s. 19 (6.4.2009 for specified purposes, 1.10.2009 for remaining purposes) by [Human Fertilisation and Embryology Act 2008 \(c. 22\)](#), [ss. 19, 68\(2\)](#); [S.I. 2009/479](#), [art. 5\(b\)\(h\)](#) (with [art. 7 Sch.](#)); [S.I. 2009/2232](#), [art. 2\(g\)](#)

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