

SCHEDULE 3

Enforcement undertakings

Appeal against a certificate of non-compliance

- 6.—(1) A person who is issued a certificate of non-compliance may appeal against it.
- (2) An appeal under this paragraph may be made on one or more of the following grounds:—
 - (a) the decision was based on an error of fact;
 - (b) the decision was wrong in law;
 - (c) the decision was unreasonable; or
 - (d) any other reason.
- (3) An appeal under this paragraph must be made within the period of 28 days beginning with the day on which the certificate of non-compliance is issued.
- (4) Where an appeal is made under this paragraph, the certificate of non-compliance has no effect from the day on which the appeal is made until the day on which the appeal is determined or withdrawn.