

SCHEDULE 11

APPEALS

PART I

1. In this Schedule—
 - (a) “appeal” means an appeal under regulation 29;
 - “appellant” means a person who has brought an appeal;
 - “appointed person” means a person appointed in accordance with paragraph 2;
 - “appropriate person” has the same meaning as in regulation 29;
 - “authority” means the competent authority in the case of an appeal under regulation 29(1), (2)(c) or (3) and the Executive in the case of an appeal under regulation 29(2)(a) or (b);
 - “hearing” means a hearing to which Part II of this Schedule applies;
 - “the parties” means the appellant and the authority;
 - “site” means premises at which the activity involving genetic modification to which the appeal relates is, or is proposed to be, undertaken; and
 - (b) a reference to a numbered sub-paragraph is a reference to the sub-paragraph so numbered in the paragraph in which that reference occurs.
2. The appropriate person shall direct that an appeal shall be determined by a person appointed by him for the purpose and the appropriate person shall notify the parties in writing of the name of the appointed person.
3. Before the determination of an appeal, the appointed person shall ask the parties whether they wish to appear and be heard on the appeal and—
 - (a) the appeal may be determined without a hearing of the parties if both of them express a wish not to be heard as aforesaid;
 - (b) the appointed person shall, if either of the parties expresses a wish to appear and be heard, afford both of them an opportunity of so doing, in which case the provisions of Part II of this Schedule shall apply.
4. An appointed person may give such directions as he thinks appropriate to give effect to his determination.
5. The appropriate person may pay to an appointed person such remuneration and allowances as the appropriate person may, with the approval of the Minister for the Civil Service, determine.