

## SCHEDULE 7

### Appeals procedure

#### SECTION 1

##### *Procedure for appeals against determinations, notices or penalties made or given by the Scottish Environment Protection Agency*

1. This section applies to appeals against determinations, notices or penalties made or given by the Scottish Environment Protection Agency.
2. A person who wishes to appeal to the Scottish Ministers (“the appeal body”) under article 87 must give to the appeal body written notice of the appeal together with a statement of the grounds of appeal.
3. The appeal body must as soon as is reasonably practicable send to the administrator a copy of that notice and statement.
4. An appellant may withdraw an appeal by notifying the appeal body and the appeal body must as soon as is reasonably practicable notify the administrator.
5. Notice of appeal in accordance with paragraph 2 is to be given before the expiry of the period of 40 calendar days after the date of—
  - (a) the determination referred to in article 57(1);
  - (b) service of an enforcement notice;
  - (c) imposition of a civil penalty.