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WELSH STATUTORY INSTRUMENTS

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**2001 No. 643**

**The Pig Industry Restructuring Grant (Wales) Scheme 2001**

**Withholding or recovery of grant**

6.—(1) The National Assembly may withhold the whole or any part of a grant payable under this Scheme or recover on demand an amount equal to the payment which has been made under this Scheme, or such part as it may specify, where it appears to it—

- (a) that any condition subject to which the grant is to be or has been paid is not being or has not been complied with;
- (b) that the eligible person gave information on any matter relevant to his or her eligibility for a grant under this Scheme, or the claim for payment, which is false or misleading in a material respect; or
- (c) that the eligible person has failed to comply with his or her undertaking to pursue the objectives of his or her business plan.

(2) Before withholding the whole or any part of a grant or recovering any amount equal to the payment which has been made or part of the payment which has been made under the provisions of paragraph (1) above, the National Assembly—

- (a) shall give to the person to whom a payment of grant would be payable, or from whom any such amount would be recoverable, a written notification of the reasons for the action proposed to be taken;
- (b) shall afford to that person the opportunity of appearing before and being heard by a person appointed for the purpose by the National Assembly; and
- (c) shall consider the report of a person so appointed and give a copy of it to the person mentioned in paragraph (a) of this paragraph.