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WELSH STATUTORY INSTRUMENTS

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**2005 No. 537**

**The Dairy Produce Quotas (Wales) Regulations 2005**

**PART 3**

**TRANSFERS OF QUOTA**

**Cases where apportionment of quota by arbitration is required**

- 12.**—(1) This regulation applies where —
- (a) there is a transfer of part of a holding; and
  - (b) the National Assembly has reasonable grounds for believing that the areas used for milk production on the holding —
    - (i) are not as specified in a notice duly submitted pursuant to regulation 9 or an application duly submitted pursuant to regulation 11(1)(a), or
    - (ii) in a case where no such notice or no such application have been duly submitted, were not fully taken into account by the parties at the time of apportionment.
- (2) The National Assembly may give notice that it has reasonable grounds for believing the matters referred to in paragraph (1)(b) —
- (a) to the person who submitted the notice or application referred to in paragraph (1)(b)(i); or,
  - (b) in the case where neither was submitted, to the quota holder of the holding in question.
- (3) Where the National Assembly gives a notice under paragraph (2), the apportionment or prospective apportionment of the quota concerned is to be determined by arbitration in accordance with Schedule 1.