



Welsh Language (Wales) Measure 2011

2011 nawm 1

PART 5

ENFORCEMENT OF STANDARDS

CHAPTER 5

APPEALS BY THE COMPLAINANT

Appeals against a determination that D has not failed to comply with a standard

100 Powers of Tribunal on appeal by P

- (1) On an appeal under section 99, the Tribunal may—
 - (a) affirm the Commissioner's determination, or
 - (b) annul the Commissioner's determination.
- (2) If the Tribunal annuls the Commissioner's determination (the "original determination"), the Tribunal must direct the Commissioner to determine under section 73 that D has failed to comply with the standard (the "new determination").
- (3) If the Tribunal gives the Commissioner a direction under subsection (2), the Commissioner must revoke the decision notice and investigation report given under section 73 in relation to the original determination.
- (4) Section 73(3) and (4), and the other provisions of this Measure, apply to the new determination as they apply to any other determination under section 73.
- (5) The investigation report given under section 73(3) in relation to the new determination must include a statement that the Commissioner has made the new determination in compliance with a direction by the Tribunal.
- (6) In their application in relation to the new determination, sections 77, 78, 79, 82 and 84 are subject to section 86 but not to section 85.