

### SCHEDULE 3

#### EXPENSES RECOVERY NOTICES

##### **Appeals against expenses recovery notices**

2.—(1) A reservoir manager who is required (by virtue of an expenses recovery notice) to pay expenses under paragraph 1 may appeal to the Scottish Ministers against—

- (a) the decision of SEPA to impose the requirement to pay expenses; and
- (b) the decision of SEPA as to the amount of the expenses.

(2) An appeal under this paragraph must be made within the period of 28 days beginning with—

- (a) the day on which the expenses recovery notice was given to the reservoir manager; or
- (b) where the reservoir manager requests a detailed breakdown of the amount to be paid and no such a breakdown was previously given by SEPA to the reservoir manager, the day on which that breakdown was given to the reservoir manager.

(3) Where an appeal is made under this paragraph, the expenses recovery notice is suspended from the day on which the appeal is made until the day on which the appeal is determined or withdrawn.