

SCHEDULE 3

EXPENSES RECOVERY NOTICES

Payment requirements for expenses recovery notices

3.—(1) The amount to be paid by a reservoir manager under an expenses recovery notice must, unless sub-paragraph (3) applies, be paid to SEPA within a period of 56 days beginning with the day the notice was given to the reservoir manager, or such longer period as SEPA may specify in the notice.

(2) Where sub-paragraph (3) applies, the amount to be paid by the reservoir manager under an expenses recovery notice must be paid to SEPA within whichever of the following periods ends later—

- (a) the period (if any) specified in the notice;
 - (b) a period of 56 days beginning with the day on which the notice was given to the reservoir manager;
 - (c) a period of 28 days beginning with the day on which the appeal is determined or withdrawn; or
 - (d) such modified period as the Scottish Ministers, in determining the appeal, may specify.
- (3) This sub-paragraph applies where, in relation to an expenses recovery notice—
- (a) an appeal is made in accordance with paragraph 2 against a decision of SEPA—
 - (i) to impose the requirement to pay expenses; or
 - (ii) as to the amount of the expenses,and the Scottish Ministers, in determining the appeal, uphold the decision; or
 - (b) an appeal is made under paragraph 2 and the appeal is withdrawn.