

SCHEDULE 6

APPEALS: FURTHER PROVISION

Notice of appeal

1.—(1) An appeal under any the following provisions (“the appeal”) must be made by notice (“notice of appeal”) to the Scottish Ministers—

- (a) paragraph 3(1) of Schedule 1 (appeals in relation to stop notices);
- (b) paragraph 4(7) of Schedule 1 (appeals in relation to completion certificates);
- (c) paragraph 5(6) of Schedule 1 (appeals in relation to compensation);
- (d) paragraph 7(1) of Schedule 2 (appeals in relation to further enforcement measures);
- (e) paragraph 10(1) of Schedule 2 (appeals in relation to non-compliance penalties);
- (f) paragraph 2(1) of Schedule 3 (appeals in relation to expenses recovery notices); and
- (g) paragraph 2(1) of Schedule 5 (appeals against enforcement notices).

(2) The notice of appeal must (in addition to any other information required) include—

- (a) the name and contact details of the reservoir manager or, where there is more than one reservoir manager of the controlled reservoir to which the appeal relates, the name and contact details of each reservoir manager and the person (if any) representing them;
- (b) any relevant correspondence between the appellant and SEPA.

(3) The appellant must, at the same time as making any such appeal to the Scottish Ministers, send a copy of the notice of appeal to SEPA.

(4) The appellant may withdraw the appeal by notice to the Scottish Ministers.

(5) The appellant must, at the same time as sending any such withdrawal notice to the Scottish Ministers, send a copy of the notice to SEPA.