

---

DRAFT STATUTORY INSTRUMENTS

---

**2024 No.**

The Biodiversity Gain Site Register (Financial Penalties and Fees) Regulations 2024

PART 2

Financial penalties

**Right of appeal against final penalty notice**

**8.**—(1) A person on whom a financial penalty is imposed under regulation 6 may appeal to the First-tier Tribunal against the register operator's decision to impose the penalty.

(2) If a person appeals under this regulation, the final penalty notice is suspended until the appeal is finally determined or withdrawn.

(3) An appeal under this regulation—

(a) is to be a re-hearing of the register operator's decision, but

(b) may be determined having regard to matters of which the register operator was unaware.

(4) On an appeal under this regulation, the First-tier Tribunal may either quash or confirm the final penalty notice.