S C H E D U L E S

SCHEDULE 4

LICENCES TO USE SPECIAL DESIGNATIONS

PART I

GENERAL

1   (1) Milk (Special Designation) Regulations shall enable—

   (a)   the licensing authority, or

   (b)   on appeal to him under this Schedule, the Minister,

to revoke or suspend a licence authorising the use of a special designation, on the ground of any breach of a condition of the licence proved to the licensing authority's satisfaction, or, as the case may be, to the Minister's.

   (2) This paragraph has, in relation to licences for specified areas, effect subject to Part II.

2   Those regulations shall provide as to any decision to refuse or suspend or revoke such a licence—

   (a)   where the licensing authority is a local authority, for conferring on the applicant or the holder of the licence, as the case may be (in this Schedule called " the person affected ") a right to be heard by the appropriate committee of the authority before a decision is made, and a right of appeal to the Minister against a decision adverse to the person affected ;

   (b)   for requiring the Minister on any such appeal to him, and when acting as licensing authority, before making his decision to afford to the person affected an opportunity of making representations;

   (c)   for securing that any such hearing by a committee shall be in public, that the person affected shall be entitled to be heard by himself or by counsel or a solicitor or other representative as he may elect, and that he or his representative shall be entitled to call witnesses and to cross-examine witnesses called by another ; and

   (d)   for securing that such notice of a decision or proposed decision shall be given to the person affected as may be requisite for enabling him effectively to exercise rights conferred on him by this paragraph.

3   Paragraph (c) of section 118(1) does not apply to any such decision as is mentioned in paragraph 2 above.