



Genetic Technology (Precision Breeding) Act 2023

2023 CHAPTER 6

PART 2

PRECISION BRED ORGANISMS: RELEASE, MARKETING AND RISK ASSESSMENTS

Reviews and appeals relating to Part 2

16 **Reviews and appeals relating to Part 2**

- (1) Regulations must make provision for reviews of and appeals against decisions under this Part.
- (2) The regulations must, in particular, in relation to each of the decisions mentioned in subsection (3)—
 - (a) secure that any person prescribed by the regulations may—
 - (i) require the Secretary of State to review the decision, and
 - (ii) if not satisfied with the outcome of any such review, appeal against the decision,
 - (b) secure that the grounds on which a review may be required or an appeal brought include the following—
 - (i) that the decision was based on an error of fact,
 - (ii) that the decision was wrong in law, and
 - (iii) that the decision was unreasonable for any reason, and
 - (c) make provision for such an appeal to be brought in the First-tier Tribunal.
- (3) Those decisions are—
 - (a) a decision under section 8 not to issue a precision bred confirmation;
 - (b) a decision under section 9 to revoke a precision bred confirmation;
 - (c) a decision under section 13 not to issue a precision bred animal marketing authorisation;

Changes to legislation: There are currently no known outstanding effects for the Genetic Technology (Precision Breeding) Act 2023, Section 16. (See end of Document for details)

- (d) a decision under section 15 to suspend or revoke a precision bred animal marketing authorisation.
- (4) Regulations may make provision as to—
 - (a) the Secretary of State’s functions on a review of a decision under this Part;
 - (b) the powers of the First-tier Tribunal on an appeal by virtue of this section.
- (5) Regulations under this section are subject to the negative procedure.

Commencement Information

- II** S. 16 in force at Royal Assent for specified purposes, see [s. 48\(3\)\(a\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Genetic Technology (Precision Breeding) Act 2023, Section 16.