

SCHEDULES

SCHEDULE 14

Regulation 84

Procedure of appeals

1.—(1) Where a person wishes to appeal to an appeal body under regulation 83, he ^[F1]must] do so by notice in writing served on that appeal body.

(2) The notice mentioned in paragraph (1) ^[F1]must] be accompanied by—

- (a) a statement of the grounds of appeal;
- (b) where the appeal relates to refusal to grant approval under regulation 55 or 61, a copy of the appellant's application and any supporting documents;
- (c) where the appeal relates to refusal to grant an extension of approval under regulation 62, a copy of the appellant's application and any supporting documents;
- (d) where the appeal relates to withdrawal of approval under regulation 58, a copy of the notification of the decision and any supporting documents;
- (e) where the appeal relates to suspension or cancellation of approval under regulation 58, a copy of the notification of the decision and any supporting documents;
- (f) a copy of any correspondence relevant to the appeal;
- (g) a copy of any other document relevant to the appeal; and
- (h) a statement indicating whether the appellant wishes the appeal to be in the form of a hearing or to be determined on the basis of written representations.

(3) The appellant ^[F1]must] serve a copy of his notice of appeal on the appropriate authority whose decision is being appealed together with copies of the documents mentioned in sub-paragraph (2).

Textual Amendments

- F1** Word in Sch. 14 substituted (25.7.2014) by The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment (Amendment) Regulations 2014 (S.I. 2014/1771), regs. 1(b), 3(2), **Sch. 1 para. 32**

Commencement Information

- I1** Sch. 14 para. 1 in force at 1.1.2014, see **reg. 1(2)**

2.—(1) Subject to sub-paragraph (2), notice of appeal ^[F1]must] be given before the expiry of the period of two months beginning with the date of the decision that is the subject of the appeal.

(2) The appeal body may for good reason at any time allow notice of an appeal to be given after the expiry of the period mentioned in sub-paragraph (1).

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Waste Electrical and Electronic Equipment Regulations 2013. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

F1 Word in Sch. 14 substituted (25.7.2014) by [The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment \(Amendment\) Regulations 2014 \(S.I. 2014/1771\)](#), regs. 1(b), 3(2), **Sch. 1 para. 32**

Commencement Information

I2 Sch. 14 para. 2 in force at 1.1.2014, see [reg. 1\(2\)](#)

3. Where under regulation 84(2) the appeal is by way of a hearing, the person hearing the appeal [^{F1}must], unless he has been appointed to determine an appeal under regulation 84(1)(a), make a written report to the appeal body that appointed him under regulation 84(1)(b) which [^{F1}must] include his conclusions and recommendations or his reasons for not making any recommendations.

Textual Amendments

F1 Word in Sch. 14 substituted (25.7.2014) by [The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment \(Amendment\) Regulations 2014 \(S.I. 2014/1771\)](#), regs. 1(b), 3(2), **Sch. 1 para. 32**

Commencement Information

I3 Sch. 14 para. 3 in force at 1.1.2014, see [reg. 1\(2\)](#)

4.—(1) The appeal body or other person determining an appeal [^{F1}must] notify the appellant in writing of its or his decision and of the reasons for that decision.

(2) If the appeal body determines an appeal after a hearing under regulation 84(2), he or they [^{F1}must] provide the appellant with a copy of any report made to it under paragraph 3.

(3) The appeal body or other person determining an appeal [^{F1}must], at the same time as notifying the appellant of its or his decision, send the appropriate authority a copy of any document sent to the appellant under this paragraph.

Textual Amendments

F1 Word in Sch. 14 substituted (25.7.2014) by [The Waste Electrical and Electronic Equipment and Restriction of the Use of Certain Hazardous Substances in Electrical and Electronic Equipment \(Amendment\) Regulations 2014 \(S.I. 2014/1771\)](#), regs. 1(b), 3(2), **Sch. 1 para. 32**

Commencement Information

I4 Sch. 14 para. 4 in force at 1.1.2014, see [reg. 1\(2\)](#)

Changes to legislation:

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Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 8 Pt. 3 para. 31 word substituted by [S.I. 2015/1968 reg. 2\(43\)\(b\)\(i\)](#)
- Sch. 8 Pt. 3 para. 31 word substituted by [S.I. 2015/1968 reg. 2\(43\)\(b\)\(ii\)](#)