
STATUTORY INSTRUMENTS

2015 No. 454

The Animal Feed (Hygiene, Sampling etc. and Enforcement) (England) Regulations 2015

PART 2

Requirements for Feed Hygiene, Registration and Approval

Rights of appeal in connection with registration or approval

12.—(1) Any person who is aggrieved by the decision of an enforcement authority taken in respect of—

- (a) the approval of an establishment under Article 13;
- (b) suspension of the registration or approval of an establishment under Article 14;
- (c) revocation of the registration or approval of an establishment under Article 15; or
- (d) amendment of the approval of an establishment under Article 16,

may appeal to a magistrates' court.

(2) The procedure on appeal to a magistrates' court under paragraph (1) shall be by way of complaint for an order, and the Magistrates' Courts Act 1980(1) applies to the proceedings.

(3) The period within which an appeal under paragraph (1) may be brought is one month from which notice of the decision was served on the person wishing to appeal and the making of a complaint for an order is deemed for the purposes of this paragraph to be the bringing of the appeal.

(4) Where on an appeal under paragraph (1) a magistrates' court determines that the decision of the enforcement authority is incorrect, the authority must give effect to the determination of the court.

(5) Where a registration or an approval is suspended or revoked, the feed business operator who, immediately before such suspension or revocation, had been operating the establishment concerned may continue to operate it, subject to any conditions imposed by the enforcement authority for the protection of public health, unless—

- (a) the time limit for appealing against the decision to suspend or revoke registration or approval has expired without an appeal having been brought; or
- (b) where an appeal against that decision has been brought, the appeal has been finally disposed of or abandoned.

(6) Nothing in paragraph (5) permits the operation of a feed business establishment if a feed business prohibition order, a feed business emergency prohibition notice or a feed business emergency prohibition order has been imposed in relation to that establishment.

Changes to legislation: There are currently no known outstanding effects for the *The Animal Feed (Hygiene, Sampling etc. and Enforcement) (England) Regulations 2015, Section 12.* (See end of Document for details)

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Commencement Information

II [Reg. 12](#) in force at 6.4.2015, see [reg. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Animal Feed (Hygiene, Sampling etc. and Enforcement) (England) Regulations 2015, Section 12.