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STATUTORY INSTRUMENTS

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**2024 No. 537**

**The Fair Dealing Obligations (Milk) Regulations 2024**

**PART 9**

**Enforcement**

**Notice of intent**

**23.**—(1) Where the Secretary of State proposes to require a business purchaser to pay a civil penalty or pay compensation, the Secretary of State must first give them a notice of intent.

(2) A “notice of intent” is a written notice including—

- (a) a description of the breach which the Secretary of State considers has been committed;
- (b) the evidence being relied upon;
- (c) the requirement under regulation 21(1) the Secretary of State proposes to impose; and
- (d) a statement that the business purchaser has a right to make representations in accordance with regulation 24 and how to make such representations.

(3) Before the expiry of 7 days beginning with the day after the day on which the Secretary of State gives a notice of intent, the Secretary of State must send —

- (a) a copy of the notice of intent to the producer; and
- (b) where the Secretary of State proposes to require the business purchaser to pay compensation to a producer, a written notice setting out that producer’s right to make representations in respect of the compensation.