
WELSH STATUTORY INSTRUMENTS

2010 No. 2369

The Fishing Boats (Electronic Transmission of Fishing Activities Data) (Wales) Scheme 2010

PART 4

Revocation, withholding and recovery of grant

Revocation, withholding and recovery of grant

11.—(1) If at any time after the Welsh Ministers have approved an application under paragraph 9(1)(a), it appears to them—

- (a) that any condition imposed under that paragraph has been breached or has not been complied with; or
- (b) the applicant has committed or may have committed an offence under section 17 of the Fisheries Act 1981⁽¹⁾,

they may revoke the approval of such application or withhold the grant, or any part of the grant, in respect of the application and, where any payment of grant has been made, may recover from the applicant on demand an amount equal to the whole or any part of the payment which has been so made, irrespective of whether payment of grant was made to the applicant direct or to the approved supplier on the applicant's behalf by virtue of paragraph 5(2)(a).

(2) Before revoking an approval or withholding any grant or making a demand by virtue of subparagraph (1), the Welsh Ministers must—

- (a) give the applicant a written explanation of the reasons for the step proposed to be taken;
- (b) afford the applicant the opportunity of making written representations within such time as the Welsh Ministers consider reasonable; and
- (c) consider any such representations.