



GRC2

Appeal to the General Regulatory Chamber (Nitrate Vulnerable Zones)

Use this form to appeal to the First-tier Tribunal (General Regulatory Chamber) against a decision by the Secretary of State for Environment, Food and Rural Affairs that you own or occupy an agricultural holding that drains into land that should be, or should continue to be, identified as a Nitrate Vulnerable Zone.

If you need help

Contact the tribunal office if you need help with this application or how the tribunal works.

The tribunal cannot give legal advice.

Other applications

You cannot use this form to:

- make another type of appeal to the General Regulatory Chamber – use form **GRC1**
- apply for an order to progress a complaint made to the Information Commissioner – use form **GRC3**
- enforce a decision of the tribunal (certify a contempt) – use form **GRC4**
- make an application in an appeal that is already in progress – use form **GRC5**
- make an application for an authorised costs order – use form **GRC6**
- apply for permission to appeal to the Upper Tribunal – use form **GRC7**

Guidance on completing this form

Use another sheet of paper if there is not enough space for you to say everything. Add your name at the top of any additional sheets.

Write clearly if you are completing this form by hand.

Section 1 – Appellant’s information

1.1 Details of appellant

Name of the person or the organisation

Contact name (if different)

1.2 Address

First line of address

Second line of address

Town or city

County (optional)

Postcode

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1.3 Contact details

Phone number

Mobile number

Email address

1.4 Is there more than one appellant?

Yes. I have included their details on a separate sheet,
accompanying this form.

No

Note for Section 1

The appellant can be a person or an organisation.

Add all your information even if you have other cases in the tribunal.

Use a separate sheet if you need to include details of more than one appellant.

You should provide the address to which correspondence should be sent rather than the address of the land that is the subject of the notice (if they are different).

Section 2 – Appellant’s representative information

2.1 Do you have a representative?

Yes

No. **Go to Section 3**

2.2 Details of appellant’s representative

First name

Last name

Company name

2.3 Address

First line of address

Second line of address

Town or city

County (optional)

Postcode

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2.4 Reference number for correspondence (optional)

2.5 Contact details

Phone number

Mobile number

Email address

Note for Section 2

A representative is someone you want to represent you in dealing with the tribunal.

If you appoint a representative, the tribunal office will only correspond with your representative.

Section 3 – Decision you are appealing against

3.1 Is the address or description of the land that is the subject of the decision the same as you entered in Section 1?

Yes

No. **Give details in the box below**

Note 3.1: Only describe the land that is the subject of the decision, for example using its address, map grid references and/or Rural Payments Agency land parcel reference.

3.2 What is the Single Business Identifier shown on your decision?

S	B	I									
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3.3 What is the NVZ ID number shown on your decision?

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3.4 What is the date on the decision?

Day	Month	Year

Agricultural land check

3.5 Is the land subject to this appeal currently used for agricultural purposes?

Yes

No

Partly

Section 4 – Previous appeal history

4.1 Have you previously submitted a nitrate vulnerable zone appeal relating to this land or property?

Yes. **Give details (reference number if known) in the box below**

No

Section 5 – Regulator’s information

Note for Section 5

If the regulator that issued your decision is not the Department for Environment, Food & Rural Affairs, this is not the correct form. Use form **GRC1** instead.

5.1 Details of a regulator

Name of the regulator (find it on your decision)

Department for Environment, Food & Rural Affairs

5.2 The address for the regulator on your decision

First line of address

Second line of address

Town or city

County (optional)

Postcode

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5.3 Contact details

Phone number

Mobile number

Email address

Section 6 – Late appeals

- 6.1** If your appeal is late, or you are not sure if it will be received in time, explain why and include any supporting evidence you have when sending this form.

Note for Section 6

Your appeal should reach the tribunal **within 28 days** of the date you were sent the decision.

The tribunal will only consider a late appeal if you give reasons why your appeal is late.

You should also list the evidence you are sending in the Checklist section at the end of this form.

Section 7 – Reasons for your appeal

7.1 This appeal must be brought on one or more of the following grounds. Tick each ground that you wish to put forward:

The land does not drain into the water identified by Defra

Defra should not identify the water as polluted

Defra should not identify the water as at risk of pollution

7.2 Is your appeal in relation to all the land included in the decision, or just part of it?

All of the land

Part of the land – Describe it here:

Note for Section 7

It is important to explain clearly why you think the decision is wrong, or why you are making your appeal, giving as much detail as possible.

Provide as much evidence as you can with this appeal as Defra will use it to review its decision, but you will have the opportunity to provide further evidence for the tribunal later.

Use another sheet of paper if there is not enough space for you to say everything.

Add your name at the top of any additional sheets.

The Nitrate Pollution Prevention Regulations 2015 are available at legislation.gov.uk

Note 7.2: Provide a description that will enable Defra and the tribunal to enable which part of the land you wish to include in your appeal.

7.3 Why do you think the decision is wrong?

Explain why you have ticked the boxes at 7.1 Provide as much information as you can. The tribunal will use your information and any other evidence you provide when considering your appeal.

Section 8 – Outcome of appeal

8.1 What outcome you are seeking from your appeal?

Note for Section 8

The outcome of the appeal is the final decision you want the tribunal to make.

Section 9 – Hearing

9.1 How do you want to have your appeal decided?

I want my appeal to be decided **with a hearing**

A tribunal will decide your appeal at a hearing that you can attend. This will either be in-person or by video.

I want my appeal to be decided **without a hearing**

A tribunal will decide your appeal by looking at the information and documents you and the other parties send.

Note for Section 9

The tribunal will decide on the type of the hearing.

Section 10 – Reasonable adjustments

10.1 Do you, or anyone attending with you, need any additional support during your appeal?

Note 10.1

Some people need support to access information and use our services, for example:

- documents in alternative formats, colours and fonts
- help with communication, sight, hearing, speaking, interpretation or translation
- access and mobility support if a hearing takes place in person

Statement of truth

I understand that in certain circumstances proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

I believe that the facts stated in this form and any additional pages are true.

The appellant believes that the facts stated in this form and any additional pages are true. **I am authorised** by the appellant to sign this statement.

Signature

Appellant

Appellant's representative

Date

Day

Month

Year

| | | | | | |

Full name

Checklist

List of documents that need to be included with the application:

a copy of the decision

copies of any evidence to support a late appeal (Section 5)

List all the evidence you are sending with this form:

What to do next

Send the completed and signed form and any documents from the checklist using the details shown below:

Email address

GRC@justice.gov.uk

or

Address

HM Courts and Tribunals Service
General Regulatory Chamber
PO Box 11230
Leicester
LE1 8FQ

Phone

0300 303 5857

Next steps

The tribunal will consider your application and let you know the outcome.

You can find out more on:

www.gov.uk/courts-tribunals/first-tier-tribunal-general-regulatory-chamber

For information on how HM Courts and Tribunals Service process and store your data visit: www.gov.uk/hmcts/privacy-policy