



Mobile Homes (Wales) Act 2013

2013 anaw 6

PART 3

PROTECTION FROM EVICTION

43 Offences under section 42: supplementary

- (1) In proceedings for an offence of contravening section 42(2) or (3) it is a defence to prove that the accused believed, and had reasonable cause to believe, that the occupier of the mobile home had ceased to reside on the site.
- (2) In proceedings for an offence of contravening section 42(5) it is a defence to prove that the accused had reasonable grounds for doing the acts or withdrawing or withholding the services or facilities in question.
- (3) A person guilty of an offence under section 42 is liable—
 - (a) on summary conviction, to a fine or to imprisonment for a term not exceeding [^{F1}the general limit in a magistrates' court], or to both, or
 - (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding 2 years, or to both.

Textual Amendments

- F1** Words in s. 43(3)(a) substituted (7.2.2023 at 12.00 p.m.) by [The Judicial Review and Courts Act 2022 \(Magistrates' Court Sentencing Powers\) Regulations 2023 \(S.I. 2023/149\)](#), regs. 1(2), 2(1), [Sch. Pt. 1](#) table

Commencement Information

- I1** [S. 43](#) in force at 1.10.2014 by [S.I. 2014/11](#), [art. 3\(1\)\(c\)](#) (with [art. 4](#))

Changes to legislation:

There are currently no known outstanding effects for the Mobile Homes (Wales) Act 2013, Section 43.