

*Changes to legislation: There are currently no known outstanding effects for the Smoking, Health and Social Care (Scotland) Act 2005, Paragraph 4. (See end of Document for details)*

## SCHEDULE 1

### [<sup>F1</sup>FIXED PENALTY FOR OFFENCES UNDER SECTIONS 1, 2, 3, 4A, 4B AND 4C(5)]

#### Textual Amendments

- F1** Sch. 1 title substituted (2.3.2022 for specified purposes, 5.9.2022 in so far as not already in force) by Health (Tobacco, Nicotine etc. and Care) (Scotland) Act 2016 (asp 14), ss. 20(8)(f), 36(2); S.S.I. 2022/43, reg. 2, sch.

#### *The amount of the penalty and the period for payment*

- 4 (1) The fixed penalty for an offence under section 1, 2 [<sup>F1</sup> 3, 4A, 4B or 4C(5)] is (subject to paragraph 5) such amount as may be prescribed.
- (2) The period for payment of the fixed penalty is the period of 29 days beginning with the day on which the notice is given.
- (3) The council may extend the period for paying the fixed penalty in any particular case if it considers it appropriate to do so.

#### Textual Amendments

- F1** Words in sch. 1 para. 4(1) substituted (2.3.2022 for specified purposes, 5.9.2022 in so far as not already in force) by Health (Tobacco, Nicotine etc. and Care) (Scotland) Act 2016 (asp 14), ss. 20(8)(e), 36(2); S.S.I. 2022/43, reg. 2, sch.

#### Modifications etc. (not altering text)

- C1** Sch. 1 para. 4(2)(3) applied (15.5.2006) by Smoking, Health and Social Care (Scotland) Act 2005 and The Prohibition Of Smoking In Certain Premises (Scotland) Regulations 2006 (Consequential Provisions) (Scotland) Order 2006 (S.I. 2006/1115), arts. 1, 3 (with art. 4)

#### Commencement Information

- I1** Sch. 1 para. 4(1) in force at 1.11.2005 for specified purposes by S.S.I. 2005/492, art. 3(b), Sch. 2
- I2** Sch. 1 para. 4(1) in force at 26.3.2006 at 0600 hours in so far as not already in force by S.S.I. 2005/492, art. 3(d)
- I3** Sch. 1 para. 4(2)(3) in force at 26.3.2006 at 0600 hours by S.S.I. 2005/492, art. 3(d)

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