

Changes to legislation: There are currently no known outstanding effects for the Climate Change (Scotland) Act 2009, Cross Heading: Content of fixed penalty notice. (See end of Document for details)

1^{F1}SCHEDULE 1A FIXED PENALTIES

Textual Amendments

- F1** Sch. 1A inserted (30.6.2014) by Regulatory Reform (Scotland) Act 2014 (asp 3), ss. 43(3), 61(2); S.S.I. 2014/160, art. 2(1)(2), Sch.

Content of fixed penalty notice

- 2 (1) A notice must give reasonable particulars of the circumstances alleged to constitute the offence.
- (2) A notice must also contain the following information—
- (a) the amount of the fixed penalty;
 - (b) the payment deadline;
 - (c) the discounted amount and the discounted payment deadline;
 - (d) the name of—
 - (i) the enforcement authority to which payment should be made; or
 - (ii) a person acting on behalf of the enforcement authority to whom payment should be made;
 - (e) the address at which payment should be made; and
 - (f) the method by which payment should be made.
- (3) A notice given to a person must state that—
- (a) any liability to conviction of the offence is discharged if the person makes payment of—
 - (i) the fixed penalty before the payment deadline; or
 - (ii) the discounted amount before the discounted payment deadline;
 - (b) the payment of a fixed penalty is not a conviction nor may it be recorded as such;
 - (c) no proceedings may be commenced against the person in respect of the offence unless the payment deadline has passed and the discounted amount or fixed penalty has not been paid;
 - (d) the person has the right to make representations as mentioned in paragraph 8.]

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