



Public Health etc. (Scotland) Act 2008

2008 asp 5

PART 8

REGULATION OF PROVISION OF SUNBEDS

Enforcement

106 Withdrawal of notices

- (1) The local authority must consider any representations made by or on behalf of the recipient of a fixed penalty notice and decide in all the circumstances whether to withdraw the notice.
- (2) Where a fixed penalty notice is withdrawn in accordance with subsection (1)—
 - (a) the local authority must give notice of the withdrawal to the person to whom the fixed penalty notice was given;
 - (b) the local authority must repay any amount which has been paid under the fixed penalty notice; and
 - (c) no proceedings are to be commenced or continued against that person for the offence in question.

Commencement Information

II S. 106 in force at 1.12.2009 by S.S.I. 2009/404, art. 2(1), **Sch. 1**

Changes to legislation:

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 106.