



Tobacco and Primary Medical Services (Scotland) Act 2010

2010 asp 3

PART 1

TOBACCO PRODUCTS ETC.

CHAPTER 3

ENFORCEMENT AND FIXED PENALTIES

Powers of entry etc.

31 Obstruction, etc. of council officers

- (1) A person who—
 - (a) intentionally obstructs a council officer who is acting in the proper exercise of the officer's functions under this Part, or
 - (b) without reasonable cause fails to comply with any requirement made by such an officer who is so acting,commits an offence.
- (2) A person who, in giving any information which is properly required by a council officer, makes a statement which is false in a material particular commits an offence.
- (3) A person does not commit an offence under subsection (2) if—
 - (a) the person did not know the material particular was false, and
 - (b) the person had reasonable grounds to believe that it was true.
- (4) A person guilty of an offence under subsection (1) or (2) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.