

2012 No. 92

PUBLIC HEALTH

**The Sunbeds (Fixed Penalty) (Amount) Regulations (Northern
Ireland) 2012**

Laid before the Assembly in draft

Made - - - -

5th March 2012

Coming into operation -

1st May 2012

The Department of Health, Social Services and Public Safety makes the following Regulations, in exercise of the powers conferred by sections 12(3) and 16(1) of, and paragraph 4 of Schedule 2 to, the Sunbeds Act (Northern Ireland) 2012(a).

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Sunbeds (Fixed Penalty) (Amount) Regulations (Northern Ireland) 2012 and shall come into operation on 1st May 2012.

(2) In these Regulations “the Act” means the Sunbeds Act (Northern Ireland) 2011.

Amount of fixed penalty

2. The fixed penalty in respect of an alleged offence shown in column (1) of the Schedule shall be the amount shown opposite in column (2).

Sealed with the Official Seal of the Department of Health, Social Services and Public Safety on
5th March 2012



Dr Elizabeth Mitchell
A senior officer of the
Department of Health, Social Services and Public Safety

SCHEDULE

Regulation 2

Amount of Fixed Penalty

<i>(1)</i> <i>Offence</i>	<i>(2)</i> <i>Fixed Penalty</i>
An operator of sunbed premises who allows a person who is under 18 to use a sunbed on those premises (section 1(1)(a) of the Act).	£250.00
An operator of sunbed premises who allows a person who is under 18 to be present (except in the course of providing services to the operator for the purposes of the business of the sunbed premises) in a restricted zone on those premises (section 1(1)(b) of the Act).	£250.00
A person who sells a sunbed to a person who is under 18 (section 2(1) of the Act).	£250.00
A person who hires a sunbed to a person who is under 18 (section 2(2) of the Act).	£250.00
An operator of sunbed premises who fails to provide a person who proposes to use a sunbed on those premises with such information as is prescribed under section 4(11) of the Act on every occasion (section 4(1) of the Act).	£250.00
A person who sells a sunbed to a person and who fails to provide a person who is buying the sunbed with such information as prescribed under section 4(11) of the Act (section 4(4) of the Act).	£250.00
A person who hires a sunbed to a person and who fails to provide a person who is hiring the sunbed with such information as prescribed under section 4(11) of the Act (section 4(6) of the Act).	£250.00
An operator of sunbed premises who fails to display a notice containing such information as prescribed under section 5(4) of the Act in a position where it is readily visible to persons proposing to use a sunbed on the premises (section 5(1) of the Act).	£250.00
An operator of sunbed premises who provides or displays any material that contains statements relating to the health effects of sunbed use other than that prescribed under sections 4(11), 5(4) or 6(1)(b) of the Act (section 6(1) of the Act).	£50.00
An operator of sunbed premises who fails to make available protective eyewear for a person who proposes to use a sunbed on those premises and/or fails to secure as far as reasonably practicable that a person who uses a sunbed on those premises wears protective eyewear (section 7(1) of the Act).	£250.00

<i>(1)</i> <i>Offence</i>	<i>(2)</i> <i>Fixed Penalty</i>
A person who sells a sunbed to a person and who fails to provide a person who is buying the sunbed with protective eyewear (section 7(4) of the Act).	£250.00
A person who hires a sunbed to a person and who fails to provide a person who is hiring the sunbed with protective eyewear (section 7(6) of the Act).	£250.00

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations prescribe the amount of fixed penalties for certain offences included in the Sunbeds Act (Northern Ireland) 2011.

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£4.00

N5282 03/2012 425282T 19585

ISBN 978-0-337-98711-3



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