



Nuclear Safeguards Act 2000

2000 CHAPTER 5

9 Penalty for offences and offences by bodies corporate

- (1) A person guilty of an offence under any provision of this Act except section 6 or 7 is liable—
 - (a) on summary conviction, to a fine not exceeding the statutory maximum; and
 - (b) on conviction on indictment, to a fine.
- (2) A person guilty of an offence under section 6 or 7 is liable—
 - (a) on summary conviction, to a fine not exceeding the statutory maximum; and
 - (b) on conviction on indictment, to imprisonment for a term not exceeding two years or to a fine (or both).
- (3) Where an offence under this Act committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of—
 - (a) a director, manager, secretary or other similar officer of the body corporate; or
 - (b) a person who was purporting to act in any such capacity,he as well as the body corporate is guilty of that offence and liable to be proceeded against and punished accordingly.
- (4) In subsection (3) “director”, in the case of a body corporate whose affairs are managed by its members, means a member of the body corporate.
- (5) Where an offence under this Act committed by a Scottish partnership is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, a partner, he as well as the partnership is guilty of the offence and may be proceeded against and punished accordingly.