



# Clean Neighbourhoods and Environment Act 2005

## 2005 CHAPTER 16

### PART 4

#### GRAFFITI AND OTHER DEFACEMENT

##### *Graffiti and fly-posting*

#### **29 Fixed penalty notices: power to require name and address**

After section 43A of the Anti-social Behaviour Act 2003 (c. 38) (as inserted by section 28 above) insert—

##### **“43B Penalty notices: power to require name and address**

- (1) If an authorised officer of a local authority proposes to give a person a notice under section 43(1), the officer may require the person to give him his name and address.
- (2) A person commits an offence if—
  - (a) he fails to give his name and address when required to do so under subsection (1), or
  - (b) he gives a false or inaccurate name or address in response to a requirement under that subsection.
- (3) A person guilty of an offence under subsection (2) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.”

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#### **Commencement Information**

**II** S. 29 in force at 6.4.2006 for E. by S.I. 2006/795, art. 2(3), Sch. 2

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**Changes to legislation:** Clean Neighbourhoods and Environment Act 2005, Section 29 is up to date with all changes known to be in force on or before 18 September 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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**I2** [S. 29](#) in force at 15.3.2007 (being the date on which S.I. 2007/739 came into force) for W. by [S.I. 2006/2797, art. 4\(n\)](#)

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**Commencement Orders yet to be applied to the Clean Neighbourhoods and Environment Act 2005**

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2007/120 art. 3](#) Amendment to earlier commencing [S.I. 2006/2797](#)