



Small Business, Enterprise and Employment Act 2015

2015 CHAPTER 26

PART 4

THE PUBS CODE ADJUDICATOR AND THE PUBS CODE

Advice and guidance by Adjudicator

61 Guidance

- (1) The Adjudicator must publish guidance about—
 - (a) the criteria that the Adjudicator intends to adopt in deciding whether to carry out investigations,
 - (b) the practices and procedures that the Adjudicator intends to adopt in carrying out investigations,
 - (c) the criteria that the Adjudicator intends to adopt in choosing whether to use the enforcement powers and which ones, and
 - (d) the criteria that the Adjudicator intends to adopt in deciding the amount of any financial penalty under section 58.
- (2) In addition, the Adjudicator may publish guidance about the practices and procedures that the Adjudicator intends to adopt in carrying out other functions.
- (3) The Adjudicator may publish guidance about—
 - (a) the application of any provision of the Pubs Code;
 - (b) steps that pub-owning businesses need to take in order to comply with the Pubs Code;
 - (c) any other matter relating to the Pubs Code.
- (4) Before publishing guidance under this section, the Adjudicator must consult any persons the Adjudicator thinks appropriate.

Changes to legislation: There are currently no known outstanding effects for the Small Business, Enterprise and Employment Act 2015, Section 61. (See end of Document for details)

- (5) The Adjudicator must publish the first guidance under subsection (1)(a), (b), (c) and (d) within 6 months beginning with the day on which section 41 comes into force.
- (6) Where there is any guidance in force under this section, the Adjudicator must take account of it in carrying out functions.

Commencement Information

II [S. 61](#) in force at 21.7.2016 by [S.I. 2016/532](#), [reg. 3](#)

Changes to legislation:

There are currently no known outstanding effects for the Small Business, Enterprise and Employment Act 2015, Section 61.