
Status: This version of this provision is prospective.

Changes to legislation: Product Security and Telecommunications Infrastructure Act 2022, Section 40 is up to date with all changes known to be in force on or before 17 February 2024. 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



Product Security and Telecommunications Infrastructure Act 2022

2022 CHAPTER 46

PART 1

PRODUCT SECURITY

CHAPTER 3

ENFORCEMENT

Monetary penalties

PROSPECTIVE

40 Enforcement of penalty notices

- (1) In England and Wales, a penalty is recoverable as if it were payable under an order of the High Court.
- (2) In Scotland, a penalty may be enforced in the same manner as an extract registered decree arbitral bearing a warrant for execution issued by the sheriff court of any sheriffdom in Scotland.
- (3) In Northern Ireland, a penalty is recoverable as if it were payable under an order of the High Court.
- (4) Where action is taken under this section for the recovery of a penalty, the penalty—
 - (a) in relation to England and Wales, is to be treated for the purposes of section 98 of the Courts Act 2003 (register of judgments and orders etc) as if it were a judgment entered in the High Court;

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(b) in relation to Northern Ireland, is to be treated for the purposes of Article 116 of the Judgments Enforcement (Northern Ireland) Order 1981 ([S.I. 1981/226 \(N.I. 6\)](#)) (register of judgments) as if it were a judgment in respect of which an application has been accepted under Article 22 or 23(1) of that Order.

(5) In this section “penalty” means a penalty imposed by a penalty notice under section 36.

Commencement Information

II S. 40 not in force at Royal Assent, see [s. 79](#)

Status:

This version of this provision is prospective.

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 40 coming into force by [S.I. 2023/469 reg. 3](#)