

STATUTORY INSTRUMENTS

2013 No. 1478

The Cosmetic Products Enforcement Regulations 2013

PART 2

Offences, Penalties and Enforcement

Appropriate court for appeals against notices etc and further appeals **E+W+S**

16.—(1) In England and Wales or Northern Ireland the appropriate court for the purposes of regulations 14 and 15 is—

- (a) the court in which proceedings have been brought for an offence under regulations 12(1) or (3);
- (b) the court in which forfeiture proceedings have been brought under regulations 20 or 21; or
- (c) in any other case a magistrates' court in England and Wales or Northern Ireland.

(2) In Scotland—

- (a) an application under regulations 14 and 15 may be made by summary application to the sheriff; and
- (b) the sheriff is the appropriate court for the purposes of regulations 14 and 15.

(3) A person aggrieved by an order made by a magistrates' court in England, Wales or Northern Ireland^{M1} pursuant to an application under regulations 14 or 15, or by a decision of such a court not to make such an order, may appeal against that order or decision—

- (a) in England and Wales, to the Crown Court;
- (b) in Northern Ireland, to the county court.

Extent Information

E1 This version of this provision extends to England and Wales and Scotland only; a separate version has been created for Northern Ireland only

Marginal Citations

M1 In Scotland the making of, or refusal to make, an order by a sheriff is subject to appeal in accordance with sections 27 and 28 of the [Sheriff Courts \(Scotland\) Act 1907 \(c.51\)](#), as amended.

Appropriate court for appeals against notices etc and further appeals **N.I.**

16.—(1) In ^{F1}... Northern Ireland the appropriate court for the purposes of regulations 14 and 15 is—

- (a) the court in which proceedings have been brought for an offence under regulations 12(1) or (3);
- (b) the court in which forfeiture proceedings have been brought under regulations 20 or 21; or

Status: There are multiple versions of this provision on screen. These apply to different geographical extents.**Skip to:** E+W+S - England, Wales and Scotland extentN.I. - Northern Ireland extent
Changes to legislation: There are currently no known outstanding effects for the The Cosmetic Products Enforcement Regulations 2013, Section 16. (See end of Document for details)

(c) in any other case a magistrates' court in ^{F1}... Northern Ireland.

^{F2}(2)

(3) A person aggrieved by an order made by a magistrates' court in ^{F3}... Northern Ireland pursuant to an application under regulations 14 or 15 , or by a decision of such a court not to make such an order, may appeal against that order or decision—

^{F4}(a)

(b) in Northern Ireland, to the county court.

Extent Information

E2 This version of this provision extends to Northern Ireland only; a separate version has been created for England and Wales and Scotland only

Textual Amendments

- F1** Words in [reg. 16\(1\)](#) omitted (N.I.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1112\)](#), [reg. 1\(b\)](#), [Sch. 6 para. 1\(5\)\(a\)](#)
- F2** [Reg. 16\(2\)](#) omitted (N.I.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1112\)](#), [reg. 1\(b\)](#), [Sch. 6 para. 1\(5\)\(b\)](#)
- F3** Words in [reg. 16\(3\)](#) omitted (N.I.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1112\)](#), [reg. 1\(b\)](#), [Sch. 6 para. 1\(5\)\(c\)\(i\)](#)
- F4** [Reg. 16\(3\)\(a\)](#) omitted (N.I.) (31.12.2020) by virtue of [The Product Safety and Metrology etc. \(Amendment\) \(Northern Ireland\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1112\)](#), [reg. 1\(b\)](#), [Sch. 6 para. 1\(5\)\(c\)\(ii\)](#)

Status:

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Skip to:

- E+W+S - England, Wales and Scotland extent
- N.I. - Northern Ireland extent

Changes to legislation:

There are currently no known outstanding effects for the The Cosmetic Products Enforcement Regulations 2013, Section 16.