
STATUTORY INSTRUMENTS

2013 No. 1506

**The Biocidal Products and Chemicals (Appointment
of Authorities and Enforcement) Regulations 2013**

PART 3

CHAPTER 1

CHAPTER 4

EXEMPTIONS, PENALTIES AND DUE DILIGENCE DEFENCE

Penalties

32.—(1) The maximum penalty for an offence—

- (a) under section 33 of the 1974 Act, as applied by these Regulations to the Biocides Regulation, the CLP Regulation, the PIC Regulation and regulations 12,13(2) and 28 of these Regulations; or
- (b) under Article 31 of the 1978 Order as applied by these Regulations to the PIC Regulation and regulation 28 of these Regulations,

shall be determined in accordance with paragraph (2).

(2) The penalty referred to in paragraph (1) shall be—

- (a) on summary conviction—
 - (i) in England, Wales and Northern Ireland, imprisonment for a term not exceeding three months or a fine not exceeding the statutory maximum, or both;
 - (ii) in Scotland, imprisonment for a term not exceeding twelve months or a fine not exceeding the statutory maximum, or both; and
- (b) on conviction on indictment, imprisonment for a term not exceeding two years, or a fine or both.