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WELSH STATUTORY INSTRUMENTS

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**2010 No. 2880**

**The Single Use Carrier Bags Charge (Wales) Regulations 2010**

**PART 6**

**Enforcement and Non-compliance**

**Enforcement powers**

- 14.**—(1) An administrator has the powers of enforcement in this regulation.
- (2) The powers are—
- (a) to make test purchases of goods for the purposes of ascertaining whether these Regulations are being complied with;
  - (b) to inspect any goods and to enter any premises at any reasonable time (other than domestic premises) for the purposes of ascertaining whether these Regulations are being complied with;
  - (c) if an administrator reasonably believes that there has been a failure to comply with a requirement of these Regulations—
    - (i) to question a seller or officers or employees of a seller;
    - (ii) to require the production of documents or the provision of information.
- (3) In this regulation “domestic premises” (“*mangre ddomestig*”) means premises used wholly or mainly as a private dwelling.
- (4) An administrator seeking to exercise a power under paragraph (2)(b) or (c) must produce evidence of identity and authority if requested by a person who is, or appears to be—
- (a) the seller, or an officer or employee of the seller;
  - (b) an owner or occupier of any premises in which the administrator seeks to exercise the power concerned.
- (5) Nothing in paragraph (2) compels the production of any document of which—
- (a) in England and Wales or Northern Ireland, that person would on grounds of legal professional privilege be entitled to withhold production on an order for discovery in an action in the County Court or High Court; or
  - (b) in Scotland, that person would on grounds of confidentiality of communications be entitled to withhold production on an order for the production of documents in an action in the Court of Session.