



Aquaculture and Fisheries (Scotland) Act 2007

2007 asp 12

PART 4

[^{F1} FIXED PENALTY NOTICES]

F1 ...

31 Withdrawal of fixed penalty notice or expiry of period for paying

- (1) A notice may be withdrawn by a [^{F1}fixed penalty] officer, if the officer determines that the offence to which the notice relates was not committed or that the notice ought not to have been issued to the person to whom it was issued.
- (2) Where a notice has been withdrawn—
 - (a) no amount is payable by way of fixed penalty in pursuance of that notice,
 - (b) any amount paid by way of fixed penalty in pursuance of the notice must be repaid to the person.
- (3) Where the period for paying has expired no amount is payable by way of fixed penalty in pursuance of that notice.

Textual Amendments

- F1** Words in s. 31(1) substituted (16.9.2013) by [Aquaculture and Fisheries \(Scotland\) Act 2013 \(asp 7\)](#), ss. **60(4)**, **66(2)** (with s. 65); [S.S.I. 2013/249](#), art. 2

Commencement Information

- I1** S. 31 in force at 1.8.2007 by [S.S.I. 2007/333](#), art. 2(1)

Changes to legislation:

There are currently no known outstanding effects for the Aquaculture and Fisheries (Scotland) Act 2007, Section 31.