



Climate Change (Scotland) Act 2009

2009 asp 12

PART 5

OTHER CLIMATE CHANGE PROVISIONS

CHAPTER 5

WASTE REDUCTION AND RECYCLING

[^{F1}Carrier bag offences: fixed penalty notices

[^{F1}88A Offences relating to supply of carrier bags: fixed penalty notices

- (1) A person authorised for the purpose of this section by an enforcement authority may give a person a fixed penalty notice if the person so authorised has reason to believe that the person to whom the notice is given has committed a relevant offence.
- (2) In subsection (1), “relevant offence” means an offence provided for in regulations made under section 88.
- (3) The Scottish Ministers may by regulations make further provision about fixed penalty notices under subsection (1).
- (4) Subject to section 89, the regulations may in particular include provision about—
 - (a) the enforcement authority in relation to the regulations; and
 - (b) the functions of that authority in relation to fixed penalty notices.
- (5) Schedule 1A makes further provision about fixed penalties.]

Textual Amendments

- F1** S. 88A and cross-heading inserted (30.6.2014) by [Regulatory Reform \(Scotland\) Act 2014 \(asp 3\)](#), ss. [43\(2\)](#), [61\(2\)](#); S.S.I. 2014/160, art. [2\(1\)\(2\)](#), Sch.

Changes to legislation:

There are currently no known outstanding effects for the Climate Change (Scotland) Act 2009, Section 88A.