



# Climate Change (Scotland) Act 2009

## 2009 asp 12

### PART 5 **S**

#### OTHER CLIMATE CHANGE PROVISIONS

### CHAPTER 5 **S**

#### WASTE REDUCTION AND RECYCLING

*[<sup>F1</sup>Carrier bag offences: fixed penalty notices*

#### **[<sup>F1</sup>88A Offences relating to supply of carrier bags: fixed penalty notices **S****

- (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.