
Status: This version of this cross heading contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the Tied Pubs (Scotland) Act 2021, Cross Heading: Offence of failing to comply with requirement. (See end of Document for details)

PROSPECTIVE

SCHEDULE 2
SCOTTISH PUBS CODE ADJUDICATOR

PART 2

POWERS

CHAPTER 1

POWER TO REQUIRE INFORMATION

Offence of failing to comply with requirement

- 5 (1) A person commits an offence if—
- (a) the person intentionally fails to comply with a requirement under paragraph 4 to provide information, and
 - (b) the person does not have a reasonable excuse for failing to comply.
- (2) For the purpose of sub-paragraph (1)(a), a person is not to be regarded as having complied with a requirement under paragraph 4 to provide information unless the person provided the information in the way specified in the notice imposing the requirement.
- (3) A person who commits an offence under sub-paragraph (1) is liable, on conviction, to a fine.
- (4) On summary conviction, the fine may not exceed the statutory maximum.

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