

*Status: This version of this provision is prospective.*

*Changes to legislation: There are currently no known outstanding effects for the Fireworks and Pyrotechnic Articles (Scotland) Act 2022, Paragraph 1. (See end of Document for details)*

PROSPECTIVE

## SCHEDULE 2

### INVESTIGATORY POWERS OF A LOCAL WEIGHTS AND MEASURES AUTHORITY

#### General

- 1 (1) A local weights and measures authority (and its officers) may exercise the powers under [this schedule](#) for the purpose of ascertaining whether an offence under [section 5](#) (supply of fireworks to unlicensed persons) or [section 22](#) (restriction on days of supply of fireworks) has been, or is being, committed.
- (2) A local weights and measures authority (and its officers) may exercise the power under [paragraph 6](#) (power to seize and retain items) in relation to—
  - (a) an item which an officer of the authority reasonably suspects may disclose (by means of testing or otherwise) the commission of an offence under [section 5](#) or [22](#),
  - (b) a firework or pyrotechnic article which an officer of the authority reasonably suspects is liable to forfeiture under this Act, and
  - (c) an item which an officer of the authority reasonably suspects may be required as evidence in proceedings for an offence under [section 5](#) or [22](#).
- (3) A local weights and measures authority (and its officers) may not exercise the power under [paragraph 7](#) (powers in relation to documents) or [paragraph 9](#) (power of entry with warrant) for the purpose mentioned in [sub-paragraph \(1\)](#) unless an officer of the authority reasonably suspects that an offence under [section 5](#) or [22](#) has been, or is being, committed.

#### Commencement Information

- II** Sch. 2 para. 1 not in force at Royal Assent, see [s. 56\(2\)](#)

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