



# Environment (Air Quality and Soundscapes) (Wales) Act 2024

2024 asc 2

## PART 1

### AIR QUALITY

#### CHAPTER 2

#### OTHER PROVISION

##### *Vehicle emissions*

#### **24 Stationary idling offence: fixed penalty**

- (1) The Environment Act 1995 (c.25) is amended as follows.
- (2) In section 87 (regulations for the purposes of air quality)—
  - (a) in subsection (2), in paragraph (o)—
    - (i) the words from “by payment of” to the end become sub-paragraph (i);
    - (ii) at the end of sub-paragraph (i) insert “, or  
(ii) by payment of a penalty of an amount that falls within a prescribed range, where the prescribed offence is a stationary idling offence prescribed by the Welsh Ministers and such a range is prescribed;”;
  - (b) after subsection (2A) insert—

“(2B) In subsection (2)(o)(ii), “stationary idling offence means an offence under section 42 of the Road Traffic Act 1988 that consists of a contravention of, or failure to comply with, so much of regulation 98 of the Road Vehicle (Construction and Use) Regulations 1986

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**Changes to legislation:** There are currently no known outstanding effects for the Environment (Air Quality and Soundscapes) (Wales) Act 2024, Section 24. (See end of Document for details)

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(stopping of engine when stationary) as relates to the prevention of exhaust emissions.”

(3) In Schedule 11 (air quality: supplemental provision), in paragraph 5 (fixed penalty offences), in sub-paragraph (6)—

(a) in the definition of “fixed penalty”—

(i) the words from “a penalty of such amount” to the end become paragraph (a);

(ii) at the end of paragraph (a) insert “, or

(b) a penalty of such amount falling within a range prescribed in regulations as is specified in a fixed penalty notice;”;

(b) in the definition of “fixed penalty notice”, at the end insert “or an amount falling within a range prescribed in regulations”.

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**Commencement Information**

**II** S. 24 in force at 14.4.2024, see s. 30(2)(g)

**Changes to legislation:**

There are currently no known outstanding effects for the Environment (Air Quality and Soundscapes) (Wales) Act 2024, Section 24.