



## 2014 CHAPTER 4

### *Enforcement powers, etc.*

#### **Use of fixed penalty receipts**

**13.—(1)** A council may use any sums it receives in respect of fixed penalties payable in pursuance of notices given under section 12 (its “fixed penalty receipts”) only for the purposes of—

- (a) its functions under this Act; or
- (b) such other functions (if any) as are prescribed.

(2) A council shall supply the Department with such information relating to its use of its fixed penalty receipts as the Department may require.

(3) Regulations may—

- (a) make provision for what a council is to do with its fixed penalty receipts—
  - (i) pending their being used for the purposes mentioned in subsection (1);
  - (ii) if they are not so used before such time after their receipt as may be specified in the regulations;
- (b) make provision for accounting arrangements in respect of a council's fixed penalty receipts.

(4) The provision that may be made under subsection (3)(a)(ii) includes (in particular) provision for the payment of sums to a person (including the Department) other than the council.

(5) Before making regulations under this section the Department shall consult—

- (a) councils; and

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**Changes to legislation:** There are currently no known outstanding effects for the Tobacco Retailers Act (Northern Ireland) 2014, Section 13. (See end of Document for details)

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(b) such other persons or bodies as the Department considers appropriate.

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**Commencement Information**

- I1** S. 13 coming into operation (1.5.2014 for specified purposes) by [The Tobacco Retailers \(2014 Act\) \(Commencement No. 1\) Order \(Northern Ireland\) 2014 \(S.R. 2014/125\)](#), **art. 2(e)**
- I2** S. 13 in operation at 1.7.2016 in so far as not already in operation by [S.R. 2016/101](#), art. 2(b), **Sch. 2**

**Changes to legislation:**

There are currently no known outstanding effects for the Tobacco Retailers Act (Northern Ireland) 2014, Section 13.