



Small Business, Enterprise and Employment Act 2015

2015 CHAPTER 26

PART 4

THE PUBS CODE ADJUDICATOR AND THE PUBS CODE

Advice and guidance by Adjudicator

60 Advice

The Adjudicator may give advice on any matter relating to the Pubs Code to—

- (a) tied pub tenants,
- (b) any organisation representing the interests of tied pub tenants,
- (c) pub-owning businesses,
- (d) any organisation representing the interests of pub-owning businesses.

61 Guidance

(1) The Adjudicator must publish guidance about—

- (a) the criteria that the Adjudicator intends to adopt in deciding whether to carry out investigations,
- (b) the practices and procedures that the Adjudicator intends to adopt in carrying out investigations,
- (c) the criteria that the Adjudicator intends to adopt in choosing whether to use the enforcement powers and which ones, and
- (d) the criteria that the Adjudicator intends to adopt in deciding the amount of any financial penalty under section 58.

(2) In addition, the Adjudicator may publish guidance about the practices and procedures that the Adjudicator intends to adopt in carrying out other functions.

Status: This is the original version (as it was originally enacted).

- (3) The Adjudicator may publish guidance about—
 - (a) the application of any provision of the Pubs Code;
 - (b) steps that pub-owning businesses need to take in order to comply with the Pubs Code;
 - (c) any other matter relating to the Pubs Code.
- (4) Before publishing guidance under this section, the Adjudicator must consult any persons the Adjudicator thinks appropriate.
- (5) The Adjudicator must publish the first guidance under subsection (1)(a), (b), (c) and (d) within 6 months beginning with the day on which section 41 comes into force.
- (6) Where there is any guidance in force under this section, the Adjudicator must take account of it in carrying out functions.