

## Schedules

### Schedule 2

Further provision about fixed monetary penalties under section 35

#### *Publication of enforcement action*

7.—(1) An order under section 35 must secure the result in sub-paragraph (2) unless the Department considers that it would be inappropriate to do so.

(2) That result is that the Department must from time to time publish reports specifying—

- (a) the cases in which a fixed monetary penalty has been imposed, and
- (b) the cases in which liability to the penalty has been discharged pursuant to section 36(2)(b).

(3) In sub-paragraph (2)(a), the reference to cases in which a fixed monetary penalty has been imposed does not include cases where a penalty has been imposed but overturned on appeal.