



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

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)

(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.