



## 2014 CHAPTER 4

### *Enforcement powers, etc.*

#### **Withdrawal of fixed penalty notices**

**14.—**(1) This section applies if a council considers that a penalty notice which an authorised officer acting on its behalf has given to a person under section 12 ought not to have been given.

(2) The council may give notice to that person withdrawing the penalty notice.

(3) If it does so—

- (a) it must repay to that person any amount which has been paid by way of penalty in pursuance of the penalty notice; and
- (b) no proceedings may be brought or continued against that person for the offence in question.

(4) The council must consider any representations made by or on behalf of the recipient of a fixed penalty notice and decide in all the circumstances whether to withdraw the notice.

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#### **Commencement Information**

**II** S. 14 in operation at 1.7.2016 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 14.