



## 2016 CHAPTER 22

### **PART 5**

#### Supplementary

##### *Fixed penalty as alternative to prosecution*

#### **Fixed penalty: effect of notice**

**65.—**(1) Where a notice under section 64 is served on a person in respect of an offence—

- (a) no proceedings may be commenced against the person for the offence before the end of the period of 14 days, or such other longer period as may be specified in the notice, following the date on which the notice is served; and
- (b) the person may not be convicted of the offence if the person pays the fixed penalty before the end of that period.

(2) In any proceedings a certificate which—

- (a) purports to be signed on behalf of the clerk of the council, and
- (b) states that payment of a fixed penalty was or was not received by a date specified in the certificate,

is evidence of the facts stated.

(3) A council may use amounts paid to it in pursuance of notices under section 64 only for the purposes of its functions under this Act or such other of its functions as may be specified in regulations made by the Department.

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*Changes to legislation: There are currently no known outstanding effects for the Houses in Multiple Occupation Act (Northern Ireland) 2016, Section 65. (See end of Document for details)*

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**Commencement Information**

**II** [S. 65](#) in operation at 1.4.2019 by [S.R. 2019/39](#), **art. 2** (with [art. 3](#))

**Changes to legislation:**

There are currently no known outstanding effects for the Houses in Multiple Occupation Act (Northern Ireland) 2016, Section 65.