
STATUTORY RULES OF NORTHERN IRELAND

2009 No. 254

Groundwater Regulations (Northern Ireland) 2009

PART 5

Enforcement and penalties

Corporate offences

30.—(1) For the purposes of these Regulations, section 20(2) of the Interpretation Act (Northern Ireland) 1954 applies with the omission of the words “the liability of whose members is limited to” and where affairs of a body corporate are managed by its members, applies in relation to acts or defaults of a member in connection with the functions of management as if that person were a Director of the body corporate.

(2) If an offence committed by a partnership is shown—

- (a) to have been committed with the consent or connivance of a partner; or
- (b) to be attributable to any neglect on the part of the partner,

the partner as well as the partnership is guilty of the offence and liable to be proceeded against and punished accordingly.

(3) Proceedings for an offence alleged to have been committed by an unincorporated association must be brought in the name of the association and not in the name of any of its members.

(4) A fine imposed on an unincorporated association on its conviction for an offence must be paid out of the funds of the association.

(5) If an offence committed by an unincorporated association, other than a partnership is shown—

- (a) to have been committed with the consent or connivance of an officer of the association or a member of its governing body; or
- (b) to be attributable to any neglect on the part of such an officer or member,

that officer or member as well as the association is guilty of the offence and liable to be proceeded against and punished accordingly.

Commencement Information

11 [Reg. 30](#) in operation at 10.8.2009, see [reg. 1](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Groundwater Regulations (Northern Ireland) 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- [Regulations power to amend or modify conferred by 2021 c. 30 s. 89](#)
- [Regulations power to amend or modify conferred by 2021 c. 30 s. 91](#)

Changes and effects yet to be applied to the whole Rule associated Parts and Chapters:

Whole provisions yet to be inserted into this Rule (including any effects on those provisions):

- Sch. inserted by [S.R. 2014/208 reg. 12](#)
- Sch. Table 1 substituted by [S.R. 2016/119 reg. 5](#)
- Sch. 1 Sch. renumbered as Sch. 1 by [S.I. 2019/112 reg. 7\(9\)](#)
- Sch. 2 inserted by [S.I. 2019/112 reg. 7\(10\)](#)
- reg. 2(5) inserted by [S.I. 2019/112 reg. 7\(3\)](#)
- reg. 8(6)(7) inserted by [S.R. 2014/208 reg. 6\(3\)](#)
- reg. 9(3) word substituted by [S.R. 2017/81 Sch. 4 para. 4\(3\)](#)
- reg. 10(6A) inserted by [S.R. 2014/208 reg. 8\(3\)](#)
- reg. 14(2) substituted by [S.R. 2017/81 Sch. 4 para. 4\(8\)](#)
- reg. 15(2) substituted by [S.R. 2017/81 Sch. 4 para. 4\(9\)](#)
- reg. 16(i) inserted by [S.R. 2011/211 reg. 2\(2\)](#)
- reg. 16(i) substituted by [S.I. 2019/112 reg. 7\(8\)\(b\)](#)