

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Medicines and Medical Devices Act 2021, Cross Heading: Information to be included in notices under paragraph 2. (See end of Document for details)

SCHEDULES

PROSPECTIVE

SCHEDULE 2

MEDICAL DEVICES: CIVIL SANCTIONS

PART 1

MONETARY PENALTIES

Information to be included in notices under paragraph 2

- 3 (1) A notice under paragraph 2(1) must include information as to—
- (a) the grounds for the proposal to impose the monetary penalty;
 - (b) the effect of payment of the sum referred to in paragraph 2(2);
 - (c) the right to make representations and objections;
 - (d) the circumstances in which the Secretary of State may not impose the monetary penalty.
- (2) A notice under paragraph 2(1) must also specify—
- (a) the period within which payment may be made so as to avoid liability for a monetary penalty, and
 - (b) the period within which representations and objections may be made.
- Neither period may be more than 28 days beginning with the day on which the notice is served.
- (3) A notice under paragraph 2(4) imposing a monetary penalty must include information as to—
- (a) the grounds for imposing the monetary penalty;
 - (b) how payment may be made;
 - (c) the period within which payment is to be made;
 - (d) any early payment discounts or late payment penalties (including interest on payments);
 - (e) rights of appeal;
 - (f) the consequences of non-payment.

The period referred to in paragraph (c) must be at least 28 days beginning with the day on which the notice is served.

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