



# Energy Act 2023

## 2023 CHAPTER 52

### PART 9

#### ENERGY SMART APPLIANCES AND LOAD CONTROL

### CHAPTER 2

#### ENERGY SMART APPLIANCES

#### **242 Sanctions, offences and recovery of costs**

- (1) Energy smart regulations may provide for sanctions to be imposed on persons in relation to—
  - (a) non-compliance with a prohibition or requirement imposed by or under such regulations;
  - (b) providing false or misleading information in relation to any such prohibition or requirement.
- (2) The regulations may, in particular, provide for the imposition of civil penalties, including graduated or multiple penalties in connection with a continuous or serious act or omission.
- (3) Energy smart regulations may create offences relating to—
  - (a) contraventions (by act or omission) of requirements imposed by enforcement authorities;
  - (b) knowingly giving false or misleading information to enforcement authorities;
  - (c) the obstruction (by act or omission) of persons acting on behalf of enforcement authorities;
  - (d) the impersonation of persons acting on behalf of enforcement authorities.
- (4) Regulations which create an offence must provide for the offence to be triable only summarily.

*Status: This is the original version (as it was originally enacted).*

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- (5) Regulations may not provide for an offence to be punishable with imprisonment.
- (6) Regulations may provide for enforcement authorities to recover costs.