

SCHEDULE 3

ENFORCEMENT

Prosecutions

2.—(1) Where an enforcement authority in England or Wales proposes to institute proceedings for an offence under any of the relevant regulations, it shall as between the enforcement authority and the Director General of Fair Trading be the duty of the enforcement authority to give to the Director General of Fair Trading notice of the intended proceedings, together with a summary of the facts on which the charges are to be founded, and to postpone institution of the proceedings until either—

- (a) twenty-eight days have elapsed since the giving of that notice; or
- (b) the Director General of Fair Trading has notified the enforcement authority that he has received the notice and the summary of the facts.

(2) Nothing in paragraph 1 above shall authorise a local weights and measures authority to bring proceedings in Scotland for an offence.