

SCHEDULES

SCHEDULE 4

Offences, penalties, enforcement and other matters

PART 2

Penalties

Criminal penalties

3.—(1) A person who commits an offence under these Regulations is punishable on summary conviction—

- (a) in England and Wales by a fine or (in the case of an individual) by imprisonment for a term not exceeding three months, or by both, or
 - (b) in Scotland or Northern Ireland by a fine not exceeding level 5 on the standard scale or (in the case of an individual) by imprisonment for a term not exceeding three months, or by both.
- (2) But an offence is not punishable under this paragraph if—
- (a) the enforcement authority has required a person to pay a penalty in respect of that offence under paragraph 4, and
 - (b) that penalty has been paid to the enforcement authority.