

These notes refer to the Environmental Protection (Single-use Plastic Products) (Wales) Act 2023 (c.2) which received Royal Assent on 6 June 2023

ENVIRONMENTAL PROTECTION (SINGLE- USE PLASTIC PRODUCTS) (WALES) ACT 2023

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Enforcement

Section 16 – Appropriated property: compensation

53. This section provides a right for a person with an interest in anything which has been taken possession of under section 13(1)(c) to apply to a magistrates' court for compensation. Where the circumstances set out in subsection (2) are satisfied, the court may order the local authority to pay compensation to the applicant. The circumstances are that property has been taken; that it was not necessary to take the property to discover whether an offence under section 5 had been committed; that the applicant has suffered loss or damage as a result; and that the loss or damage was not due to the applicant's own neglect or default.