



# Fireworks and Pyrotechnic Articles (Scotland) Act 2022

2022 asp 9

## PART 3

### RESTRICTIONS ON SUPPLY AND USE OF FIREWORKS AND PYROTECHNIC ARTICLES

#### *Prohibition on supply to children*

#### **21 Prohibition on providing fireworks or pyrotechnic articles to children**

- (1) It is an offence for a person to knowingly—
  - (a) buy or attempt to buy a firework or other pyrotechnic article to which this section applies for a person under the age of 18, or
  - (b) give or otherwise make available a firework or other pyrotechnic article to which this section applies to a person under the age of 18.
- (2) A person who commits an offence under subsection (1) is liable, on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding level 5 on the standard scale (or both).
- (3) It is not an offence under subsection (1) for a person to buy or attempt to buy a pyrotechnic article for, or give or otherwise make one available to, a person under the age of 18 if—
  - (a) the manufacturer of the pyrotechnic article designed it to be used as a visual distress signal, and
  - (b) the person intends that the person under the age of 18 will use the pyrotechnic article only in appropriate circumstances.
- (4) This section is subject to section 38 and schedule 1 (exemptions).