



2011 CHAPTER 19

Offences

Prohibition on sale or hire of sunbeds to persons under 18

2.—(1) A person (the “seller”) who sells a sunbed to a person who is under 18 commits an offence.

(2) A person (the “hirer”) who hires a sunbed to a person who is under 18 commits an offence.

(3) In proceedings for an offence under subsection (1) or (2), it is a defence for the seller or hirer to prove that the seller or hirer (or an employee or agent of the seller or hirer) took all reasonable precautions and exercised all due diligence to avoid the commission of such an offence.

(4) Without prejudice to any other means of proving the matters specified in subsection (3), for the purposes of subsection (3) the seller or hirer (or an employee or agent of the seller or hirer) is to be treated as having taken all reasonable precautions and exercised all due diligence to avoid the commission of such an offence if—

- (a) the seller or hirer (or an employee or agent of the seller or hirer) was shown any of the documents mentioned in subsection (5); and
- (b) that document would have convinced a reasonable person.

(5) The documents referred to in subsection (4)(a) are any document appearing to be—

- (a) a passport;
- (b) a European Union photocard driving licence; or
- (c) such other document (or description of document) as may be prescribed.

(6) A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 5 on the standard scale.