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STATUTORY RULES OF NORTHERN IRELAND

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**2012 No. 35**

**The Environmental Offences (Fixed Penalties) (Miscellaneous Provisions) Regulations (Northern Ireland) 2012**

**Lesser amounts of fixed penalties**

4.—(1) Where a district council acting under—

- (a) Article 6(7) of, and paragraph 7(5) of Schedule 1A to, the Litter Order<sup>(1)</sup>; or
- (b) sections 27(2), 44(3) or 53(3) of the 2011 Act,

makes provision for treating a fixed penalty as having been paid if a lesser amount is paid before the end of a period specified by that council, such lesser amount shall be not less than £40.

(2) Where a district council acting under—

- (a) Article 14A(5) of the Litter Order<sup>(2)</sup>;
- (b) section 8A(4) of the Noise Act<sup>(3)</sup>; or
- (c) section 4(10) of the 2011 Act,

makes provision for treating a fixed penalty as having been paid if a lesser amount is paid before the end of a period specified by that council, such lesser amount shall be not less than £60.

(3) Where a district council acting under Article 29A(10) of the 1978 Order<sup>(4)</sup> makes provision for treating a fixed penalty as having been paid if a lesser amount is paid before the end of a period specified by that council, such lesser amount shall be not less than £120.

(4) A district council acting under more than one of the provisions in paragraph (1) or in paragraph (2) may specify a different lesser amount under each such provision.

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(1) Article 6(7) and Schedule 1A were respectively inserted by sections 16(2) and 21(3) of the 2011 Act.  
(2) Article 14A was inserted by section 20 of the 2011 Act.  
(3) Section 8A was inserted by section 61(2) of the 2011 Act.  
(4) Article 29A was inserted by section 7 of the 2011 Act.