
STATUTORY RULES OF NORTHERN IRELAND

2021 No. 332

The Smoke-free (Premises, Vehicle Operators and Penalty Notices) (Amendment) Regulations (Northern Ireland) 2021

Form of fixed penalty notice

4.—(1) In regulation 4(2) of the 2007 Regulations, for “the offence of smoking in a smoke-free place under Article 8 of the Order.” substitute—

- “(a) the offence of smoking in a smoke-free place under Article 8 of the Order; and
- (b) the offence of failing to prevent smoking in a vehicle under Article 9 of the Order, where the vehicle is smoke-free by virtue of regulation 12(1A) of the Smoke-free (Exemptions, Vehicles, Penalties and Discounted Amounts) Regulations (Northern Ireland) 2007.”

(2) For regulation 4(4) of the 2007 Regulations, substitute the following—

“(4) Nothing in this regulation or in Schedule 1 or 2 to these Regulations, shall prevent a district council or other enforcement authority from—

- (a) using a notice in a size or design which differs from a specified form, provided that the content of the notice is not changed from that specified in the form (except as permitted by sub-paragraphs (b) to (d));
- (b) including information or illustrations in a notice to assist a person to whom it is given (for example, information or illustrations on how payments can be made);
- (c) including information in a notice to assist a district council or other enforcement authority in the performance of its functions under Articles 11(1) or 11(1C) of the Order (Enforcement) (for example, information to assist in its administrative procedures or data processing); or
- (d) including coats of arms or logos in a notice.”

(3) In the 2007 Regulations—

- (a) substitute the penalty notice form 1 in Schedule 1 with the penalty notice form 1 in Schedule 1 to these Regulations;
- (b) substitute the penalty notice form 2 in Schedule 2 with the penalty notice form 2 in Schedule 2 to these Regulations.