

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order prescribes the form of notices under section 33A of the Environmental Protection Act 1990. Notices under section 33A may be given by an authorised officer of a local authority; a constable, or an authorised officer of a waste regulation authority (SEPA) to a person who that authorised officer has reason to believe has committed an offence under section 33(1)(a) or (c) of that Act. The effect of giving the notice is that no proceedings shall be instituted for the offence before the expiration of fourteen days following the date of the notice, and that a person who pays the fixed penalty within that period shall not be convicted of the offence.