

SCHEDULE

ENFORCEMENT

Price regulation, price marking and price range notices

- 5 (1) Any person who contravenes an order under section 2, 4 or 5 of this Act shall be guilty of an offence and liable—
- (a) on conviction on indictment, to a fine ;
 - (b) on summary conviction, to a fine not exceeding £400.
- (2) A transaction shall not be invalid because it involves a price in excess of that permitted by an order under section 2 of this Act; but the person paying the price shall be entitled to recover the excess over the permitted price unless he is himself liable to punishment by reason of his having aided, abetted, counselled or procured the contravention of the order by the other party to the transaction.
- (3) Section 23 of the Trade Descriptions Act 1968 (offences due to fault of other person) and section 24(1) and (2) of that Act (defence of mistake, accident etc.) shall have effect in relation to an offence in respect of an order under section 4 of this Act as they have effect in relation to an offence under that Act.