



Health Act 2006

2006 CHAPTER 28

PART 1

SMOKING

CHAPTER 1

SMOKE-FREE PREMISES, PLACES AND VEHICLES [^{F1}IN ENGLAND]

Fixed penalties

9 Fixed penalties

- (1) An authorised officer of an enforcement authority (see section 10) who has reason to believe that a person has committed an offence under section 6(5) or 7(2) on premises, or in a place or vehicle, in relation to which the authorised officer has functions may give him a penalty notice in respect of the offence.

[^{F1}(1A) The [^{F2}Secretary of State] may by regulations provide that, in the circumstances specified in the regulations, an authorised officer of an enforcement authority (see section 10) who has reason to believe that a person has committed an offence under section 8(4) in relation to a vehicle in relation to which the authorised officer has functions may give the person a penalty notice in respect of the offence.]

- (2) A penalty notice is a notice offering a person the opportunity to discharge any liability to conviction for the offence to which the notice relates by paying a penalty in accordance with this Chapter.
- (3) Schedule 1 makes further provision about fixed penalties.

Status: Point in time view as at 01/03/2021.

Changes to legislation: There are currently no known outstanding effects for the Health Act 2006, Section 9. (See end of Document for details)

Textual Amendments

- F1** S. 9(1A) inserted (1.10.2014 for specified purposes, 1.10.2015 in so far as not already in force) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 95(3)**, 139(6); S.I. 2014/2609, art. 2; S.I. 2015/375, art. 3
- F2** Words in s. 9(1A) substituted (1.3.2021) by [Public Health \(Wales\) Act 2017 \(anaw 2\)](#), s. 126(2), **Sch. 2 para. 10**; S.I. 2021/202, art. 2

Modifications etc. (not altering text)

- C1** S. 9 applied (with modifications) (1.10.2014 for specified purposes, 1.10.2015 in so far as not already in force) by [Children and Families Act 2014 \(c. 6\)](#), **ss. 91(5)**, 139(6); S.I. 2014/2609, art. 2; S.I. 2015/375, art. 3

Commencement Information

- I1** S. 9 in force at 2.4.2007 for W. by [S.I. 2007/204](#), **art. 2(b)**
- I2** S. 9 in force at 1.7.2007 for E. by [S.I. 2007/1375](#), **art. 2(a)**

Status:

Point in time view as at 01/03/2021.

Changes to legislation:

There are currently no known outstanding effects for the Health Act 2006, Section 9.