



# Regulatory Enforcement and Sanctions Act 2008

## CHAPTER 13

### REGULATORY ENFORCEMENT AND SANCTIONS ACT 2008

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- 1 LBRO
- 2 Dissolution of the LBRO company

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- 3 “Local authority”
- 4 “Relevant function”

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- 5 Objective relating to general functions
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- 9 Advice to Ministers of the Crown
- 10 Advice to Welsh Ministers

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- 11 Enforcement priorities

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*Matters relating to exercise of LBRO's functions*

- 12 Relationship with other regulators
- 13 Duty not to impose burdens etc
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- 15 Guidance or directions by the Secretary of State
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- 25 Primary authorities
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**PART 2**

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- 22A “Regulated person” and “regulated group”

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- 22B “Qualifying regulator”
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- 23E Application of sections 24A to 28B

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- 24A Primary authority advice and guidance

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- 25A “Enforcement action”
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- 27A Power to charge

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- 44 Discretionary requirements: criminal proceedings and conviction
- 45 Discretionary requirements: enforcement

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- 48 Stop notices: compensation
- 49 Stop notices: enforcement

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- 50 Enforcement undertakings

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3 LBRO: supplementary

4 LBRO: supplementary

5 LBRO: supplementary

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6 LBRO: supplementary

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7 LBRO: supplementary

*Committees*

8 LBRO: supplementary

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*Proceedings*

9 LBRO: supplementary

*Delegation*

10 LBRO: supplementary

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11 LBRO: supplementary

*Annual report*

12 LBRO: supplementary

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13 LBRO: supplementary

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14 LBRO: supplementary

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15 LBRO: supplementary

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16 In the Public Records Act 1958 (c. 51), in Schedule...

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17 LBRO: supplementary

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18 LBRO: supplementary

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19 LBRO: supplementary

*Transitional provisions*

20 LBRO: supplementary

SCHEDULE 2 — Replacement of the LBRO company by LBRO

*Transfer of staff*

1 Replacement of the LBRO company by LBRO

*Transfer of property, rights and liabilities*

2 Replacement of the LBRO company by LBRO

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### *Tax*

- 3 Replacement of the LBRO company by LBRO

#### *Continuity between the LBRO company and LBRO*

- 4 Replacement of the LBRO company by LBRO
- 5 Replacement of the LBRO company by LBRO
- 6 Replacement of the LBRO company by LBRO

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SCHEDULE 4 — Enforcement action: references to the Secretary of State

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- 1 (1) If the primary authority directs the enforcing authority as...

#### *Reference by regulated person*

- 2 (1) If the primary authority does not direct the enforcing...

#### *Reference by primary authority*

- 3 (1) The primary authority may with the consent of the...

#### *Effect of reference*

- 4 The enforcing authority may not take the proposed enforcement action  
—...

#### *Consultation*

- 5 (1) Before making a determination for the purposes of this...

#### *Procedure: general*

- 6 (1) The Secretary of State must determine any reference under...

#### *Guidance and directions*

- 7 (1) The Secretary of State may give guidance or directions...

#### *Information*

- 8 For the purposes of this Schedule the Secretary of State...

SCHEDULE 4A — References to the Secretary of State

PART 1 — ENFORCEMENT ACTION BY PRIMARY AUTHORITY

- 1 (1) If the primary authority notifies the regulated person, or...

PART 2 — ENFORCEMENT ACTION OTHER THAN BY PRIMARY AUTHORITY

#### *Reference by an enforcing authority*

- 2 (1) If the primary authority directs an enforcing authority under...

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*Reference by regulated person or member of the regulated group*

- 3 (1) If section 25C applies and the primary authority does...

*Reference by primary authority*

- 4 (1) The primary authority may, with the consent of the...  
PART 3 — GENERAL

*Timing*

- 5 (1) Any reference under this Schedule must be made as...

*Consultation*

- 6 (1) Before determining a reference under this Schedule, the Secretary...

*Information*

- 7 (1) For the purposes of determining whether to consent to...

*Secretary of State's costs*

- 8 The Secretary of State may require the regulated person or...

*Procedure*

- 9 The Secretary of State may by regulations make further provision...

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SCHEDULE 6 — Enactments specified for the purposes of orders under Part 3

SCHEDULE 7 — Enactments specified for the purposes of section 62  
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**Changes and effects yet to be applied to :**

- s. 59(3) applied by [2023 asc 3 s. 201\(2\)\(5\)](#)
- s. 60(1)(2) applied by [2023 asc 3 s. 201\(2\)\(5\)](#)
- s. 63-70 applied by [2023 asc 3 s. 201\(3\)\(5\)](#)
- s. 70(4)(a) words substituted by [2018 c. 12 Sch. 19 para. 152\(2\)](#)
- Sch. 7 words inserted by [2016 anaw 4 s. 31\(4\)](#)
- Sch. 7 words inserted by [2023 asc 3 Sch. 13 para. 186](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 70(6) inserted by [2018 c. 12 Sch. 19 para. 152\(3\)](#)