



Regulatory Enforcement and Sanctions Act 2008

2008 CHAPTER 13

PART 3

CIVIL SANCTIONS

Stop notices

46 Stop notices

- (1) The provision which may be made under this section is provision conferring on a regulator the power to serve a stop notice on a person.
- (2) For the purposes of this Part a “stop notice” is a notice prohibiting a person from carrying on an activity specified in the notice until the person has taken the steps specified in the notice.
- (3) Provision under this section may only confer such a power in relation to a case falling within subsection (4) or (5).
- (4) A case falling within this subsection is a case where—
 - (a) the person is carrying on the activity,
 - (b) the regulator reasonably believes that the activity as carried on by that person is causing, or presents a significant risk of causing, serious harm to any of the matters referred to in subsection (6), and
 - (c) the regulator reasonably believes that the activity as carried on by that person involves or is likely to involve the commission of a relevant offence by that person.
- (5) A case falling within this subsection is a case where the regulator reasonably believes that—
 - (a) the person is likely to carry on the activity,

Changes to legislation: Regulatory Enforcement and Sanctions Act 2008, Section 46 is up to date with all changes known to be in force on or before 04 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (b) the activity as likely to be carried on by that person will cause, or will present a significant risk of causing, serious harm to any of the matters referred to in subsection (6), and
 - (c) the activity as likely to be carried on by that person will involve or will be likely to involve the commission of a relevant offence by that person.
- (6) The matters referred to in subsections (4)(b) and (5)(b) are—
- (a) human health,
 - (b) the environment (including the health of animals and plants), and
 - (c) the financial interests of consumers.
- (7) The steps referred to in subsection (2) must be steps to remove or reduce the harm or risk of harm referred to in subsection (4)(b) or (5)(b).

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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\(3\)](#)