

## SCHEDULES

### SCHEDULE 7

#### RESOURCE EFFICIENCY REQUIREMENTS

#### **PART 2**

#### ENFORCEMENT

##### *Sanctions*

- 12 (1) Part 2 regulations may include provision—
- (a) for, about or connected with the imposition of civil sanctions in respect of—
    - (i) failures to comply with Part 1 regulations or Part 2 regulations, or
    - (ii) the obstruction of or failure to assist an enforcement authority;
  - (b) for appeals against such sanctions.
- (2) Part 2 regulations may include provision—
- (a) creating criminal offences punishable with a fine in respect of—
    - (i) failures to comply with civil sanctions imposed under Part 2 regulations, or
    - (ii) the obstruction of or failure to assist an enforcement authority;
  - (b) about such offences.
- (3) In this paragraph “civil sanction” means a sanction of a kind for which provision may be made under Part 3 of the Regulatory Enforcement and Sanctions Act 2008 (fixed monetary penalties, discretionary requirements, stop notices and enforcement undertakings).
- (4) Part 2 regulations may include provision for the imposition of sanctions of that kind whether or not—
- (a) the conduct in respect of which the sanction is imposed constitutes an offence,
  - (b) the enforcement authority is a regulator for the purposes of Part 3 of the Regulatory Enforcement and Sanctions Act 2008, or
  - (c) the relevant national authority may make provision for the imposition of sanctions under that Part.