



Product Security and Telecommunications Infrastructure Act 2022

2022 CHAPTER 46

PART 1

PRODUCT SECURITY

CHAPTER 3

ENFORCEMENT

Monetary penalties

39 Penalty notices: further provision

- (1) Before giving a penalty notice to a person, the Secretary of State must—
 - (a) notify the person of the Secretary of State's intention to give a penalty notice to the person, and
 - (b) give the person an opportunity to make representations about the giving of the notice.
- (2) The Secretary of State may not give a penalty notice to the person before the end of the period of 28 days beginning with the day on which notification under subsection (1) (a) is given.
- (3) A penalty notice must contain the following information—
 - (a) the reasons for giving the penalty notice;
 - (b) the amount of the penalty;
 - (c) how payment may be made;
 - (d) the period within which payment must be made;
 - (e) how the person to whom the notice is given may appeal against the imposition of the penalty;

Status: Point in time view as at 29/04/2024.

Changes to legislation: There are currently no known outstanding effects for the Product Security and Telecommunications Infrastructure Act 2022, Section 39. (See end of Document for details)

- (f) the consequences of failing to pay the penalty.
- (4) The Secretary of State may vary or revoke a penalty notice.
- (5) But the Secretary of State may not vary a penalty notice in order to make it more onerous.

Commencement Information

- I1** S. 39 not in force at Royal Assent, see [s. 79](#)
- I2** [S. 39](#) in force at 29.4.2024 by [S.I. 2023/469](#), [reg. 3](#)

Status:

Point in time view as at 29/04/2024.

Changes to legislation:

There are currently no known outstanding effects for the Product Security and Telecommunications Infrastructure Act 2022, Section 39.