
Status: Point in time view as at 23/07/2004.

Changes to legislation: The Representation of the People (England and Wales) Regulations 2001, Cross Heading: Offences is up to date with all changes known to be in force on or before 03 July 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)

STATUTORY INSTRUMENTS

2001 No. 341

The Representation of the People (England and Wales) Regulations 2001

[^{F1}PART VI

SUPPLY OF REGISTER ETC

[^{F1}Offences

Textual Amendments

F1 Pt. 6 inserted (16.10.2002) by [The Representation of the People \(England and Wales\) \(Amendment\) Regulations 2002 \(S.I. 2002/1871\)](#), regs. 2(2), 15 (with reg. 2(3))

Offences in respect of contravention of Part VI regulations

115.—(1) A person who contravenes the provisions specified in paragraph (2) below shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale.

(2) Those provisions are regulations 92(9), 94(3), 95(2), 96(2), 97(2) and (4), 98(9) and (10), 99(3) and (5), 100(3), (5) and (7), 101(6), 103(3) and (4), 104(3), 105(4) and (5), 106(3) and (5), 107(3) and (5), 108(5), 109(3), 112(4) and (5) and 113(5) above.

(3) It is a defence for a person charged with an offence under paragraph (1) above to prove that he took all reasonable steps and exercised all due diligence to prevent the contravention.

(4) A person to whom paragraph (5) below applies shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale where—

- (a) a contravention of the provisions referred to in paragraph (2) above has occurred on the part of a person (“the employed person”) in the employment, or otherwise under the direction or control, of the company or other organisation in which the person to whom paragraph (5) applies holds office; and
- (b) the person to whom paragraph (5) below applies has failed to take the steps specified in paragraph (6) below.

(5) This paragraph applies to a director of a company or a person concerned with the management of an organisation.

(6) The steps referred to in paragraph (4)(b) above are such steps as it would be reasonable for a person to whom paragraph (5) applies to take to secure the operation of procedures designed to prevent, so far as reasonably practicable, the occurrence of a contravention of the provisions referred to in paragraph (2) above on the part of the employed person.]

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Modifications etc. (not altering text)

- C1** [Reg. 115](#) applied (with modifications) (23.7.2004) by [The Regional Assembly and Local Government Referendums Order 2004 \(S.I. 2004/1962\)](#), arts. 1(1), 6(1), **Sch. 2 Pt. 3**

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