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STATUTORY INSTRUMENTS

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**2016 No. 1101**

**The Electrical Equipment (Safety) Regulations 2016**

**PART 4**

Market surveillance and enforcement

**Enforcement**

**41.**—(1) Subject to paragraph (2), these Regulations and RAMS (in its application to electrical equipment) must be enforced by the market surveillance authority.

(2) The Secretary of State, or a person appointed by the Secretary of State to act on behalf of the Secretary of State, may enforce these Regulations and RAMS (in its application to electrical equipment).

(3) Before taking enforcement action under paragraph (2), an enforcing authority which is not the market surveillance authority must notify the market surveillance authority of the proposed action.

(4) In Scotland, only the Lord Advocate may commence proceedings for an offence under these Regulations.

**Changes to legislation:**

There are currently no known outstanding effects for the The Electrical Equipment (Safety) Regulations 2016, Section 41.