
STATUTORY INSTRUMENTS

2019 No. 594

**The Tobacco Products (Traceability and
Security Features) Regulations 2019**

PART 7

Enforcement

[^{F1}Sanctions

20A.—(1) A person who contravenes regulation 6(1) is liable to sanctions in accordance with regulations 20B and 21(2).

(2) For the purposes of these Regulations—

- (a) a Category A contravention means supplying 99 or fewer units of tobacco products in contravention of paragraph (1);
- (b) a Category B contravention means supplying 100 or more such units of tobacco products but fewer than 300;
- (c) a Category C contravention means supplying 300 or more such units of tobacco products but fewer than 500;
- (d) a Category D contravention means supplying 500 or more such units of tobacco products;
- (e) a second contravention is one that occurs before the end of 24 months beginning with the date of the first contravention;
- (f) a third contravention is one that occurs before the end of 24 months beginning with the date of the second contravention;
- (g) a subsequent contravention is any contravention that occurs after the third contravention and before the end of 24 months beginning with the date of a previous contravention.

(3) For the purposes of this regulation—

- (a) the date of a contravention is the date on which the supply of products in contravention of regulation 6(1) is discovered by—
 - (i) the Commissioners; or
 - (ii) a person investigating compliance in accordance with regulation 24A;
- (b) where a person contravenes regulation 6(1) and that contravention occurs more than 24 months after any previous contravention, that contravention is a first contravention for the purposes of this regulation;
- (c) in determining whether a contravention is a second, third or subsequent contravention, no account is to be taken of a previous contravention in respect of which a penalty under regulation 20B was not imposed.

(4) In this regulation “unit of tobacco products” means—

- (a) 20 cigarettes (whether or not they are packaged in packs of 20); or

Changes to legislation: There are currently no known outstanding effects for the The Tobacco Products (Traceability and Security Features) Regulations 2019, Section 20A. (See end of Document for details)

(b) 30 grams of hand-rolling tobacco.]

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Textual Amendments

F1 Regs. 20A-20C inserted (20.7.2023) by The Tobacco Products (Traceability and Security Features) (Amendment) Regulations 2023 (S.I. 2023/606), regs. 1, **8**

Changes to legislation:

There are currently no known outstanding effects for the The Tobacco Products (Traceability and Security Features) Regulations 2019, Section 20A.