

SCHEDULE 3

Amendment of the Environmental Protection (Plastic Straws, Cotton Buds and Stirrers) (England) Regulations 2020

7. In the Schedule (civil sanctions)—
- (a) in the heading of Part 1, for “variable” substitute “fixed”;
 - (b) in paragraph 1—
 - (i) in the heading, for “variable” substitute “fixed”;
 - (ii) for sub-paragraph (1)(a) substitute—
 - “(a) a requirement to pay to the regulator a penalty of £200 (a “fixed monetary penalty”);
 - (iii) omit sub-paragraphs (4) and (5);
 - (c) in paragraph 2—
 - (i) for “variable” in each place that it occurs, substitute “fixed”;
 - (ii) after sub-paragraph (2) insert—
 - “(2A) A notice of intent to serve a fixed monetary penalty must also offer the person on whom the notice is served the opportunity to discharge their liability for the penalty by paying the sum of £100 to the regulator within 28 days beginning with the day on which the notice is received.
 - (2B) A person’s liability to a fixed monetary penalty is discharged if the person pays the sum of £100 to the regulator within the time specified in sub-paragraph (2A).”;
 - (iii) after sub-paragraph (3) insert—
 - “(4) Sub-paragraph (3) does not apply in relation to a notice of intent to serve a fixed monetary penalty if the person makes a payment in accordance with sub-paragraph (2B).”;
 - (d) in paragraph 4—
 - (i) in sub-paragraph (2), for “variable” substitute “fixed”;
 - (ii) in sub-paragraph (4), omit paragraph (b) and “; and” preceding it;
 - (e) in paragraph 5, in the heading and in the words preceding paragraph (a), for “variable” substitute “fixed”;
 - (f) in paragraph 7(2), omit paragraph (c);
 - (g) in paragraph 8, for “variable” in each place that it occurs, substitute “fixed”;
 - (h) in paragraph 19(b), for “variable” substitute “fixed”;
 - (i) in paragraph 23(1)(a), for “variable” substitute “fixed”;
 - (j) in paragraph 24(1), for “variable” substitute “fixed”;
 - (k) in paragraph 26(a)—
 - (i) for “variable” substitute “fixed”;
 - (ii) for “the notice” substitute “a notice imposing a non-compliance penalty”;
 - (l) in paragraph 27(2), for “variable” substitute “fixed”;
 - (m) in paragraph 29, for “variable” substitute “fixed”.