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WELSH STATUTORY INSTRUMENTS

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**2010 No. 2880**

**The Single Use Carrier Bags Charge (Wales) Regulations 2010**

**PART 5**

Civil sanctions

**Civil sanctions**

12. The following Schedules have effect—

- (a) Schedule 2, which makes provision for fixed monetary penalties <sup>M1</sup>;
- (b) Schedule 3, which makes provision for discretionary requirements <sup>M2</sup>.

**Marginal Citations**

- M1** For the meaning of “fixed monetary penalty”  
*see* paragraph 10(3) of Schedule 6 to the Climate Change Act 2008.
- M2** For the meaning of “discretionary requirement”  
*see* paragraph 12(3) of Schedule 6 to that Act.

**Combination of penalties**

13.—<sup>F1</sup>(1) An administrator may not serve a notice of intent in relation to a fixed monetary penalty on a seller in any of the following circumstances—

- (a) where a discretionary requirement has been imposed on that seller in relation to the same breach;
- (b) where the seller has discharged liability to a fixed monetary penalty in respect of the same breach by payment of a specified sum;
- (c) where a fixed monetary penalty has previously been imposed in respect of the same act or omission.]

(2) An administrator may not serve a notice of intent in relation to a discretionary requirement on a seller in any of the following circumstances—

- (a) where a fixed monetary penalty has been imposed on that seller in relation to the same breach;
- (b) where the seller has discharged liability to a fixed monetary penalty in respect of the same breach by payment of a specified sum;
- (c) where a discretionary requirement has previously been imposed in respect of the same act or omission.

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**Changes to legislation:** There are currently no known outstanding effects for the The Single Use Carrier Bags Charge (Wales) Regulations 2010, PART 5 . (See end of Document for details)

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**Textual Amendments**

- F1** [Reg. 13\(1\)](#) substituted (1.10.2011) by [The Single Use Carrier Bags Charge \(Wales\) \(Amendment\) Regulations 2011 \(S.I. 2011/2184\)](#), regs. 1(2), [7](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Single Use Carrier Bags Charge (Wales) Regulations 2010, PART 5 .