

## WELSH STATUTORY INSTRUMENTS

### 2021 No. 77

# The Water Resources (Control of Agricultural Pollution) (Wales) Regulations 2021

## PART 9

### Enforcement

#### Offences and penalties

**46.**—(1) Subject to paragraph (2), any person who contravenes any provision of these Regulations is guilty of an offence and liable on summary conviction, or on conviction on indictment, to a fine.

(2) A person who contravenes regulation 32 is guilty of an offence and liable on summary conviction to a fine not exceeding level 2 on the standard scale.

(3) Subject to paragraph (4) where a body corporate is guilty of an offence under these Regulations, and that offence is proved to have been committed with the consent or connivance of, or to have been attributable to any neglect on the part of—

(a) any director, manager, secretary or other similar person of the body corporate, or

(b) any person who was purporting to act in any such capacity,

that person, as well as the body corporate, is guilty of the offence and liable to be proceeded against and punished accordingly.

(4) Paragraph (3) does not apply to contraventions under regulations 24(1), 24(4), 25(1), 30(5) or 32.

(5) For the purposes of this regulation, “director”, in relation to a body corporate whose affairs are managed by its members, means a member of the body corporate.

#### Commencement Information

**II** [Reg. 46](#) in force at 1.4.2021, see [reg. 1\(3\)](#)

#### Enforcement

**47.** These Regulations are enforced by [<sup>F1</sup>NRW].

#### Textual Amendments

**F1** Word in [reg. 47](#) substituted (31.12.2023) by [The Water Resources \(Control of Agricultural Pollution\) \(Wales\) \(Amendment\) \(No. 4\) Regulations 2023 \(S.I. 2023/1393\)](#), regs. 1, [7\(e\)](#)

---

**Changes to legislation:** There are currently no known outstanding effects for the *The Water Resources (Control of Agricultural Pollution) (Wales) Regulations 2021, PART 9*. (See end of Document for details)

---

**Commencement Information**

**12** [Reg. 47](#) in force at 1.4.2021, see [reg. 1\(3\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Water Resources (Control of Agricultural Pollution) (Wales) Regulations 2021, PART 9.