SCOTTISH STATUTORY INSTRUMENTS

2004 No. 427

ENVIRONMENTAL PROTECTION

The Litter (Fixed Penalty Notices) (Scotland) Order 2004

Made - - - -	*29th September 2004*
Laid before the Scottish Parliament - - - -	*30th September 2004*
Coming into force - -	*5th November 2004*

The Scottish Ministers, in exercise of the powers conferred by section 88(5) of the Environmental Protection Act 1990(**1**) ("the 1990 Act") and of all other powers enabling them in that behalf, hereby make the following Order:

Citation, commencement and extent

1.—(1) This Order may be cited as the Litter (Fixed Penalty Notices) (Scotland) Order 2004 and shall come into force on 5th November 2004.

(2) This Order extends to Scotland only.

Form of fixed penalty notice

2. A notice offering the opportunity of discharging any liability to conviction for an offence committed under section 87 of 1990 Act by payment of a fixed penalty shall be in the form prescribed in the Schedule to this Order.

Revocation of Order

3. The Litter (Fixed Penalty Notices) Order 1991(**2**) insofar as it applies to Scotland shall be revoked.

St Andrew's House, Edinburgh
29th September 2004

ROSS FINNIE
A member of the Scottish Executive

(**1**) 1990 c. 43; section 88 was amended by the Antisocial Behaviour etc. (Scotland) Act 2004 (asp 8), section 56. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).
(**2**) S.I.1991/111.

SCHEDULE

OFFENCE OF LEAVING LITTER
NOTICE OF OPPORTUNITY TO PAY FIXED PENALTYThe Environmental Protection Act 1990, section 88