STATUTORY RULES OF NORTHERN IRELAND

2012 No. 93

PUBLIC HEALTH

The Sunbeds (Fixed Penalty) (General) Regulations (Northern Ireland) 2012

Made - - - -	*5th March 2012*
Coming into operation	*1st May 2012*

The Department of Health, Social Services and Public Safety makes the following Regulations, in exercise of the powers conferred by sections 12(3) and 16(1) of, and paragraph 14 of Schedule 2 to, the Sunbeds Act (Northern Ireland) 2011(**1**).

Citation and commencement

1. These Regulations may be cited as the Sunbeds (Fixed Penalty) (General) Regulations (Northern Ireland) 2012 and shall come into operation on 1st May 2012.

Form of fixed penalty notice

2. A fixed penalty notice shall be in the form set out in the Schedule.

Sealed with the Official Seal of the Department of Health, Social Services and Public Safety on 5th March 2012

L.S.

Dr Elizabeth Mitchell
A senior officer of the
Department of Health, Social Services and
Public Safety

(**1**) 2011 c.19 (N.I.)

SCHEDULE Regulation 2

THE SUNBEDS ACT (NORTHERN IRELAND) 2011

FIXED PENALTY NOTICE

[NAME OF DISTRICT COUNCIL]
[ADDRESS OF DISTRICT COUNCIL]

PART 1

RECIPIENT COPY

Penalty Notice Number:_____

Full name and address of alleged offender:_____

_____

_____**Postcode:**_____

Date of birth (if known):_____**Male/female** (circle one)

I,_____*(name),* an authorised officer of the [*name of District Council]* under section 11 of the Sunbeds Act (Northern Ireland) 2011, have reason to believe that you committed the following offence under the Sunbeds Act (Northern Ireland) 2011.

Alleged offence: The circumstances alleged to constitute it are that at_____*(time)*

on _____*(date)* you, at/on the following premises *(where alleged offence took*

*place, including address, if any)*_____

_____

allegedly *(details of offence)*:_____

_____

_____

This fixed penalty notice, "notice", offers you the opportunity of discharging any liability for conviction for that offence by the payment of a fixed penalty, "penalty" of_____ *(insert the amount of fixed penalty in figures and words)*. No proceedings will be taken for this offence before the expiration of 28 days beginning_____ *(insert the date on which this notice is given)*. You will not be liable to conviction for the offence if you pay the penalty within that period. In this notice this period is referred to as the 28 day period.

Information for the immediate attention of the person who has been issued with this notice is at Part 2. Details of how to pay this fixed penalty are at Part 3. Details of how to request a court hearing in relation to this alleged offence are at Part 4.

_____

Signature **Date**

PART 2

THE SUNBEDS ACT (NORTHERN IRELAND) 2011

INFORMATION FOR THE IMMEDIATE ATTENTION OF THE PERSON WHO HAS BEEN ISSUED WITH THIS PENALTY NOTICE

You have received this notice because the authorised officer of [*name of District Council*] named in Part 1 has reason to believe that you have committed an offence under the Sunbeds Act (Northern Ireland) 2011. Within the 28 day period you **must either** pay the penalty **or** request that the matter be heard by a court. You may not do both.

If you fail to do either, [*name of District Council*] as an enforcement authority by virtue of section 11 of the Sunbeds Act (Northern Ireland) 2011, may pursue this matter in court. A person found guilty of the offence is liable on summary conviction to a fine not exceeding level_____[*insert level*] on the standard scale, as specified in the Sunbeds Act (Northern Ireland) 2011.