1983 No. 382

DOGS

Dogs (Fixed Penalty) (Procedure) Regulations (Northern Ireland) 1983

Made . . . . . *22nd November 1983*

Coming into operation . . . *19th December 1983*

The Department of Agriculture, in exercise of the powers conferred on it by Articles 36(4) and 37(4) of the Dogs (Northern Ireland) Order 1983(**a**) and of every other power enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Dogs (Fixed Penalty) (Procedure) Regulations (Northern Ireland) 1983 and shall come into operation on 19th December 1983.

Interpretation

2. In these regulations—

"bye-law" means a bye-law made under section 90 of the Local Government Act (Northern Ireland) 1972(**b**);

"the Order" means the Dogs (Northern Ireland) Order 1983.

Fixed penalty notice

3.—(1) A notice under Article 36 of the Order offering the opportunity, by payment of a fixed penalty, of the discharge of any liability to conviction of an offence to which Articles 36 to 39 of the Order apply shall be as specified in the form set out in the Schedule.

(2) A notice in specifying an alleged offence shall contain a reference to the provision of the enactment creating the offence or, where appropriate, the bye-law relating to the offence.

Information to clerks of petty sessions

4.—(1) A district council shall, as soon as practicable, send to the clerk of petty sessions to whom the fixed penalty is payable particulars of any fixed penalty notice issued by an officer of that council.

(2) The particulars mentioned in paragraph (1) shall include:—

(*a*) the serial number of the notice;

(*b*) the name and address of the person to whom it was issued;

(*c*) the offence specified on the notice;

(*d*) the amount of the fixed penalty;

(*e*) the date of the notice; and

(*f*) the date by which the fixed penalty may be paid.

(**a**) S.I. 1983/764 (N.I. 8)
(**b**) 1972 c. 9 (N.I.)

(3) Where criminal proceedings in respect of the act or omission constituting the offence specified in a notice are taken by the district council notification thereof shall, as soon as possible, be given by or on behalf of the district council to the clerk of petty sessions specified in the notice.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 22nd November 1983.

(L.S.) *S. R. Armstrong*
Assistant Secretary