



# Smoking Prohibition (Children in Motor Vehicles) (Scotland) Act 2016

## 2016 asp 3

### **3 Powers to enter and require information**

- (1) An authorised officer of a local authority may enter and search a private motor vehicle which is parked within the area of the local authority in order to ascertain whether an offence under section 1 has been or is being committed there.
- (2) A person who—
  - (a) an authorised officer of a local authority reasonably believes—
    - (i) is committing or has committed an offence under section 1, or
    - (ii) has information relating to such an offence, and
  - (b) fails without reasonable excuse to supply the officer with the person's name and address on being so required by the officer,commits an offence.
- (3) A person who commits an offence under subsection (2) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.