



Clean Neighbourhoods and Environment Act 2005

2005 CHAPTER 16

PART 4

GRAFFITI AND OTHER DEFACEMENT

Graffiti and fly-posting

30 Fixed penalty notices: authorised officers

(1) In section 47 of the Anti-social Behaviour Act 2003 (c. 38) (interpretation etc), in subsection (1), for the definition of “authorised officer” substitute—

““authorised officer”, in relation to a local authority, means—

- (a) an employee of the authority who is authorised in writing by the authority for the purpose of giving notices under section 43(1);
- (b) any person who, in pursuance of arrangements made with the authority, has the function of giving such notices and is authorised in writing by the authority to perform that function; and
- (c) any employee of such a person who is authorised in writing by the authority for the purpose of giving such notices.”.

(2) In that section, at the end insert—

“(4) The appropriate person may by regulations prescribe conditions to be satisfied by a person before a parish or community council may authorise him in writing for the purpose of giving notices under section 43(1).”

Commencement Information

II S. 30 in force at 16.3.2006 for specified purposes for W. by S.I. 2006/768, art. 3

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Clean Neighbourhoods and Environment Act 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- I2** [S. 30](#) in force at 15.3.2007 (being the date on which S.I. 2007/739 came into force) for W. in so far as not already in force by [S.I. 2006/2797](#), [art. 4\(o\)](#)
- I3** [S. 30\(1\)](#) in force at 6.4.2006 for E. by [S.I. 2006/795](#), [art. 2\(3\)](#), [Sch. 2](#)
- I4** [S. 30\(2\)](#) in force at 14.3.2006 for E. by [S.I. 2006/795](#), [art. 2\(1\)](#), [Sch. 1](#)

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- [s. 95A](#) inserted by [S.I. 2024/365 reg. 3\(a\)](#)

Commencement Orders yet to be applied to the Clean Neighbourhoods and Environment Act 2005

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2007/120 art. 3](#) Amendment to earlier commencing [S.I. 2006/2797](#)