



2011 CHAPTER 23

PART 4

GRAFFITI AND OTHER DEFACEMENT

Penalty notices for graffiti and fly-posting

Amount of penalty

27.—(1) The amount of a penalty payable in pursuance of a notice under section 26(1)—

- (a) is the amount specified by a district council in relation to its district, or
- (b) if no amount is so specified, is £75.

(2) The district council to which a penalty is payable in pursuance of a notice under section 26(1) may make provision for treating it as having been paid if a lesser amount is paid before the end of a period specified by the council.

(3) The Department may by regulations make provision in connection with the powers conferred under subsections (1)(a) and (2).

(4) Regulations under subsection (3) may (in particular)—

- (a) require an amount specified under subsection (1)(a) to fall within a range prescribed in the regulations;
- (b) restrict the extent to which, and the circumstances in which, a district council can make provision under subsection (2).

(5) The Department may by order substitute a different amount for the amount for the time being specified in subsection (1)(b).