



2011 CHAPTER 23

**PART 4**

**GRAFFITI AND OTHER DEFACEMENT**

*Advertisements*

**Unlawful display of advertisements**

**38.**—<sup>F1</sup>(1) .....

<sup>F1</sup>(2) .....

<sup>F1</sup>(3) .....

(4) Article 87 of the Roads (Northern Ireland) Order 1993 (NI 15) (control of advertisements, etc.) is amended in accordance with subsections (5) and (6).

(5) In paragraph (9) for “that it was displayed without his knowledge or consent” substitute “ either of the matters specified in paragraph (9A) ”.

(6) After that paragraph insert—

“(9A) The matters are that—

- (a) the advertisement was displayed without his knowledge; or
- (b) he took all reasonable steps to prevent the display or, after the advertisement had been displayed, to secure its removal.”.

(7) This section does not have effect in relation to an offence committed, or alleged to have been committed, before the commencement of this section.

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**Changes to legislation:** *There are currently no known outstanding effects for the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011, Section 38. (See end of Document for details)*

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#### **Textual Amendments**

- F1** S. 38(1)(2)(3) repealed (1.4.2015) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), Sch. 6 para. 111, [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2 (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2))
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#### **Commencement Information**

- II** S. 38 in operation at 1.4.2012 by [S.R. 2012/13](#), art. 2(2), [Sch. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011, Section 38.