



# Marine, &c, Broadcasting (Offences) Act 1967

## 1967 CHAPTER 41

### 6 Penalties and legal proceedings

- (1) A person guilty of an offence under this Act shall be liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding three months or to a fine not exceeding £400, or to both ;
  - (b) on conviction on indictment, to imprisonment for a term not exceeding two years or to a fine, or to both.
- (2) Where an offence under this Act which has been committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, a director, manager, secretary or other similar officer of the body corporate, or any person who was purporting to act in any such capacity, he, as well as the body corporate, shall be guilty of that offence and shall be liable to be proceeded against accordingly.
- (3) Proceedings for an offence under this Act may be taken, and the offence may for all incidental purposes be treated as having been committed, in any place in the United Kingdom.
- (4) Notwithstanding anything in any enactment relating to courts of summary jurisdiction, summary proceedings for an offence under this Act may be instituted at any time within two years from the time when the offence was committed.
- (5) Proceedings for an offence under this Act shall not, in England or Wales, be instituted otherwise than by or on behalf of the Director of Public Prosecutions and shall not, in Northern Ireland, be instituted otherwise than by or on behalf of the Attorney General for Northern Ireland; but this shall not prevent the issue or execution of a warrant for the arrest of any person in respect of such an offence or the remanding in custody or on bail of any person charged with such an offence.
- (6) A member of a police force shall, for the purpose of the enforcement of this Act, have in external waters all the powers, protection and privileges which he has in the area for which he acts as constable.

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*Status: This is the original version (as it was originally enacted).*

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- (7) In this section "director " in relation to a body corporate established by or under an enactment for the purpose of carrying on under national ownership an industry or part of an industry or undertaking, being a body corporate whose affairs are managed by the members thereof, means a member of that body corporate.
- (8) In the application of this section to Northern Ireland, the following subsection shall be substituted for subsection (6):—
- “(6) A member of the Royal Ulster Constabulary shall, for the purpose of the enforcement of this Act, have in external waters all the powers, protection and privileges which he has in Northern Ireland”.