



Clean Neighbourhoods and Environment Act 2005

2005 CHAPTER 16

PART 4

GRAFFITI AND OTHER DEFACEMENT

Graffiti and fly-posting

32 Sale of aerosol paint to children

In the Anti-social Behaviour Act 2003 (c. 38), after section 54 (sale of aerosol paint to children) insert—

“54A Enforcement of section 54

- (1) It is the duty of every local weights and measures authority—
 - (a) to consider, at least once in every period of twelve months, the extent to which it is appropriate for the authority to carry out in their area a programme of enforcement action in relation to section 54; and
 - (b) to the extent that they consider it appropriate to do so, carry out such a programme.
- (2) For the purposes of subsection (1), a programme of enforcement action in relation to section 54 is a programme involving all or any of the following—
 - (a) the bringing of prosecutions in respect of offences under that section;
 - (b) the investigation of complaints in respect of alleged offences under that section;
 - (c) the taking of other measures intended to reduce the incidence of offences under that section.”

Changes to legislation: *Clean Neighbourhoods and Environment Act 2005, Section 32 is up to date with all changes known to be in force on or before 18 September 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

Commencement Information

II [S. 32](#) in force at 1.7.2005 by [S.I. 2005/1675](#), [art. 2](#)

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[View outstanding changes](#)

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](#)