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STATUTORY INSTRUMENTS

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**2011 No. 2936**

**The Wine Regulations 2011**

**PART 3**

**Enforcement**

**Proceedings against partnerships and unincorporated associations**

**16.**—(1) Proceedings for an offence under these Regulations alleged to have been committed by a partnership or unincorporated association may be brought against the partnership or association in the name of the partnership or association.

(2) For the purposes of such proceedings the following apply as if the partnership or unincorporated association were a body corporate—

(a) rules of court relating to the service of documents;

[<sup>F1</sup>(b) section 33 of the Criminal Justice Act 1925(1) and Schedule 3 to the Magistrates' Court Act 1980(2);]

[<sup>F1</sup>(c) section 70 and section 143 of the Criminal Procedure (Scotland) Act 1995(3);]

[<sup>F2</sup>(d) section 18 of the Criminal Justice Act (Northern Ireland) 1945(4) and Schedule 4 to the Magistrates' Courts (Northern Ireland) Order 1981(5).]

(3) A fine imposed on a partnership or unincorporated association is to be paid out of the funds of the partnership or association.

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**Textual Amendments**

**F1** Reg. 16(2)(b)(c) omitted (N.I.) (31.12.2020) by virtue of [The Agricultural Products, Food and Drink \(Amendment etc.\) \(EU Exit\) Regulations 2020](#) (S.I. 2020/1637), regs. 1(7), **14(9)**

**F2** Reg. 16(2)(d) omitted (E.W.S.) (31.12.2020) by virtue of [The Agricultural Products, Food and Drink \(Amendment etc.\) \(EU Exit\) Regulations 2020](#) (S.I. 2020/1637), regs. 1(7), **11(9)**

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- (1) [1925 c. 86](#). Section 33 was amended by Schedule 6 to the Magistrates Courts Act [1952 \(c.55\)](#), section 56(1) of and Part II of Schedule 8 to the Courts Act [1971 \(c.23\)](#) and section 109 of and paragraph 71 of Schedule 8, and Schedule 10 to Courts Act [2003 \(c.39\)](#).
- (2) [1980 c. 43](#). Schedule 3 was amended by sections 25(2), 101(2) of and Schedule 13 to the Criminal Justice Act [1991 \(c. 53\)](#), section 47 of and paragraph 13 of Schedule 1 to the Criminal Procedure and Investigations Act [1996 \(c.25\)](#), and sections 41 and 332 of and paragraph 51 of Schedule 3, and Part 4 of Schedule 37 to the Criminal Justice Act [2003 \(c.44\)](#).
- (3) [1995 c. 46](#). Section 70 was amended by article 3(1) of and paragraph 104(2) of Schedule 1 to [S.I. 2001/1149](#), section 10(6) of the Criminal Procedure (Amendment) (Scotland) Act [2004 \(asp 5\)](#) and section 28 of the Criminal Proceedings etc. (Reform) (Scotland) Act [2007 \(asp 6\)](#). Section 143 was amended by regulation 5 of and paragraph 3 of Schedule 4 to [S.I. 2001/128](#) and by section 17 of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007.
- (4) [1945 c.15 \(NI\)](#) Section 18 was amended by the [Magistrates' Courts Act \(NI\) 1964 c.\(NI\)](#), the [Prosecution of Offences \(NI\) Order 1972 \(SI No 538 \(NI 1\)\)](#), the [Insurance Companies Act 1974 \(c.49\)](#), the [Banking Act 1979 \(c.37\)](#), the [Insurance Companies Act 1980 \(c.25\)](#), and the [Justice \(NI\) Act 2002 \(c.26\)](#).
- (5) [S.I. 1981/1675 \(N.I.26\)](#).

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**Changes to legislation:** There are currently no known outstanding effects for the The Wine Regulations 2011, Section 16. (See end of Document for details)

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**Changes to legislation:**

There are currently no known outstanding effects for the The Wine Regulations 2011, Section 16.