



STATUTORY INSTRUMENTS.

S.I. No. 480 of 2019



PUBLIC HEALTH (ALCOHOL) (FIXED PAYMENT NOTICE)
REGULATIONS 2019

S.I. No. 480 of 2019

PUBLIC HEALTH (ALCOHOL) (FIXED PAYMENT NOTICE)
REGULATIONS 2019

I, SIMON HARRIS, Minister of Health, in exercise of the powers conferred on me by sections 5 and 29 of the Public Health (Alcohol) Act (No. 24 of 2018), hereby make the following regulations:

1. (1) These Regulations may be cited as the Public Health (Alcohol) (Fixed Payment Notice) Regulations 2019.

(2) These Regulations shall come into operation on the 12th day of November 2019.

2. In these Regulations, “Act of 2018” means the Public Health (Alcohol) Act 2018 (No. 24 of 2018).

3. The form set out in the Schedule is prescribed for the purposes of section 29(1) of the Act of 2018.

4. The amount of €1,000 is prescribed, for the purposes of section 29(1)(c) of the Act of 2018, in relation to a relevant offence alleged to have been committed under paragraph (a), (b) or (c) of subsection (1) of section 17 of the Act of 2018.

Schedule

Regulation 3

Public Health (Alcohol) Act 2018

Section 29(1)

Fixed Payment Notice

To: _____ [insert full name]

Address: _____ [insert
address]

It is alleged that, at _____ [insert address
of place where the offence is alleged to have been committed] on _____
20 ____, at _____ [insert time] you committed an offence under:
[Provision in the Act providing for the offence]

Particulars of offence:

[Description of factual situation constituting the contravention alleged]

A prosecution in respect of the alleged offence will not be instituted during the
period of 28 days beginning on the date of this Notice. If, during that period,
you pay to the Health Service Executive at _____
[insert address], the sum of €1,000 accompanied by the original or a copy of
this Notice, a prosecution will not be instituted at any time in respect of the
aforementioned alleged offence.

4 [480]

You are not obliged to make the payment specified in this Notice. However, you will be prosecuted for the alleged offence if you do not make payment as mentioned above.

[Signature] _____

Authorised Officer _____

[Date] _____

IMPORTANT:

Payment should be made to the Health Service Executive at _____ [insert address]. A receipt will be issued.

Refund of a payment made pursuant to this Notice will not be made in any circumstance. You are entitled to disregard this Notice and defend the prosecution of the alleged offence in court.



GIVEN under my Official Seal
20 September, 2019.

SIMON HARRIS,
Minister for Health.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations prescribe the form of a fixed payment notice under the Public Health (Alcohol) Act 2018 (No. 24 of 2018) and the fixed payment payable in respect of the offence under that Act.

These Regulations may be cited as the Public Health (Alcohol) (Fixed Payment Notice) Regulations 2019 and come into operation on 12th November 2019.

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ó
FOILSEACHÁIN RIALTAIS,
52 FAICHE STIABHNA, BAILE ÁTHA CLIATH 2
(Teil: 01 - 6476834 nó 1890 213434)

DUBLIN
PUBLISHED BY THE STATIONERY OFFICE
To be purchased from
GOVERNMENT PUBLICATIONS,
52 ST. STEPHEN'S GREEN, DUBLIN 2.
(Tel: 01 - 6476834 or 1890 213434)

€ 3.00

