

Legislation	Rules on penalties
<p>Environmental Protection Act 1990 s.118</p> <p>http://www.legislation.gov.uk/ukxi/2018/352/pdfs/ukxi_20180352_en.pdf</p>	<p>S118 of the Environmental Protection Act: Offences</p> <p>ENGLAND & WALES:</p> <p>(3) A person guilty of an offence under paragraph (c) or (d) of subsection (1) above shall be liable— (a) on summary conviction, to a fine or to imprisonment for a term not exceeding six months, or to both; (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding five years, or to both.</p> <p>(4) A person guilty of an offence under paragraph (f) of subsection (1) above shall be liable— (a) on summary conviction, to a fine or to imprisonment for a term not exceeding six months, or to both; (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding two years, or to both.</p> <p>(5) A person guilty of an offence under paragraph (a) or (b) of subsection (1) above shall be liable— (a) on summary conviction, to a fine not exceeding the statutory maximum or to imprisonment for a term not exceeding six months, or to both; (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding five years, or to both.</p> <p>(6) A person guilty of an offence under paragraph (e), (j), (k), (l), (m) or (n) of subsection (1) above shall be liable— (a) on</p>

	<p>summary conviction, to a fine not exceeding the statutory maximum or to imprisonment for a term not exceeding six months, or to both; (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding two years, or to both.</p> <p>(7) A person guilty of an offence under paragraph (g), (h) or (i) of subsection (1) above shall be liable on summary conviction to a fine not exceeding the statutory maximum or to imprisonment for a term not exceeding three months, or to both.</p> <p>(8) A person guilty of an offence under paragraph (o) of subsection (1) above shall be liable on summary conviction to a fine not exceeding level 5 on the standard scale.</p> <p>(9) Where a person is convicted of an offence under paragraph (b) of subsection (1) above in respect of his keeping any genetically modified organism, then, if the contravention in respect of which he was convicted is continued after he was convicted he shall be guilty of a further offence and liable on summary conviction to a fine of one-fifth of the greater of £5,000 or level 4 on the standard scale for each day on which the contravention is so continued.</p> <p>(10) Proceedings in respect of an offence under this section shall not be instituted in England and Wales except by the Secretary of State or with the consent of the Director of Public</p>
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	<p>Prosecutions or in Northern Ireland except with the consent of the Director of Public Prosecutions for Northern Ireland.</p> <p>SCOTLAND:</p> <p>(3) A person guilty of an offence under paragraph (c) or (d) of subsection (1) above shall be liable— (a) on summary conviction, to a fine not exceeding £20,000 or to imprisonment for a term not exceeding six months, or to both; (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding five years, or to both.</p> <p>(4) A person guilty of an offence under paragraph (f) of subsection (1) above shall be liable— (a) on summary conviction, to a fine not exceeding £20,000 or to imprisonment for a term not exceeding six months, or to both; (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding two years, or to both.</p> <p>(5) A person guilty of an offence under paragraph (a) or (b) of subsection (1) above shall be liable— (a) on summary conviction, to a fine not exceeding the statutory maximum or to imprisonment for a term not exceeding six months, or to both; (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding five years, or to both.</p> <p>(6) A person guilty of an offence under paragraph (e), (j), (k), (l), (m) or (n) of subsection (1) above shall be liable— (a) on summary conviction, to a fine not exceeding the statutory</p>
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	<p>maximum or to imprisonment for a term not exceeding six months, or to both; (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding two years, or to both.</p> <p>(7) A person guilty of an offence under paragraph (g), (h) or (i) of subsection (1) above shall be liable on summary conviction to a fine not exceeding the statutory maximum or to imprisonment for a term not exceeding three months, or to both.</p> <p>(8) A person guilty of an offence under paragraph (o) of subsection (1) above shall be liable on summary conviction to a fine not exceeding level 5 on the standard scale.</p> <p>(9) Where a person is convicted of an offence under paragraph (b) of subsection (1) above in respect of his keeping any genetically modified organism, then, if the contravention in respect of which he was convicted is continued after he was convicted he shall be guilty of a further offence and liable on summary conviction to a fine of one-fifth of level 5 on the standard scale for each day on which the contravention is so continued.</p> <p>(10) Proceedings in respect of an offence under this section shall not be instituted in England and Wales except by the Secretary of State or with the consent of the Director of Public</p>
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	Prosecutions or in Northern Ireland except with the consent of the Director of Public Prosecutions for Northern Ireland.
<p>The Genetically Modified Organisms (Northern Ireland) Order 1991</p> <p>http://www.legislation.gov.uk/nisi/1991/1714/contents</p>	<p>Article 15</p> <p>(3) A person guilty of an offence under paragraph (1)(c) or (d) shall be liable—</p> <p>(a) on summary conviction, to a fine not exceeding £20,000 or to imprisonment for a term not exceeding 6 months, or to both;</p> <p>(b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding 5 years, or to both.</p> <p>(4) A person guilty of an offence under paragraph (1)(f) shall be liable—</p> <p>(a) on summary conviction, to a fine not exceeding £20,000 or to imprisonment for a term not exceeding 6 months, or to both;</p> <p>(b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding 2 years, or to both.</p> <p>(5) A person guilty of an offence under paragraph (1)(a) or (b) shall be liable—</p> <p>(a) on summary conviction, to a fine not exceeding the statutory maximum or to imprisonment for a term not exceeding 6 months, or to both;</p> <p>(b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding 5 years, or to both.</p>

	<p>(6) A person guilty of an offence under paragraph (1)(e), (j), (k), (l), (m) or (n) shall be liable—</p> <p>(a) on summary conviction, to a fine not exceeding the statutory maximum or to imprisonment for a term not exceeding 6 months, or to both;</p> <p>(b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding 2 years, or to both.</p> <p>(7) A person guilty of an offence under paragraph (1)(g), (h) or (i) shall be liable on summary conviction to a fine not exceeding the statutory maximum or to imprisonment for a term not exceeding 3 months, or to both.</p> <p>(8) A person guilty of an offence under paragraph (1)(o) shall be liable on summary conviction to a fine not exceeding level 5 on the standard scale.</p> <p>(9) Where a person is convicted of an offence under paragraph (1)(b) in respect of his keeping any genetically modified organism, then, if the contravention in respect of which he was convicted is continued after he was convicted he shall be guilty of a further offence and liable on summary conviction to a fine of one-fifth of level 5 on the standard scale for each day on which the contravention is so continued.</p> <p>(10) Where the commission of an offence under this Article is due to the act or default of some other person, that other person may be charged with and convicted of the offence by virtue of</p>
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	<p>this Article whether or not proceedings for the offence are taken against the first-mentioned person.</p> <p>(11) Proceedings in respect of an offence under this Article shall not be instituted except with the consent of the Director of Public Prosecutions for Northern Ireland.</p>
<p>The Genetically Modified Organisms (Deliberate Release etc.) (Miscellaneous Amendments) (Scotland) Regulations 2019</p> <p>https://www.legislation.gov.uk/sdsi/2019/9780111040584/pdfs/sdsi_9780111040584_en.pdf</p>	<p>Offences and penalties</p> <p>32B.—(1) A person commits an offence if that person—</p> <p>(a) contravenes anything required of that person in a stop notice,</p> <p>(b) obstructs an inspector (or a person accompanying an inspector and acting under the inspector's instructions) in exercise of the power conferred by regulation 32A,</p> <p>(c) supplies to an inspector (or a person accompanying an inspector and acting under the inspector's instructions) any information knowing it to be false or misleading,</p> <p>(d) cultivates a genetically modified organism in contravention of a limit included on the geographical scope of a consent to market under regulation 24(7) or a renewed consent to market under regulation 26(5),</p> <p>(e) cultivates a genetically modified organism in contravention of a condition in a consent to limit its geographical scope under regulation 29A(3)(a), or</p> <p>(f) cultivates a genetically modified organism or approved product in contravention of a suspension notice issued under regulation 29A(3)(b),(c) or (d).</p>

	<p>(2) It is a defence for a person charged with an offence under paragraph (1) to show that they took all reasonable precautions and exercised all due diligence to avoid committing that offence.</p> <p>(3) A person who commits an offence under paragraph (1) is liable—</p> <p>(a) on summary conviction, to a fine not exceeding level 5 on the standard scale or to imprisonment for a term not exceeding three months, or to both, or</p> <p>(b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding 2 years or both.</p>
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