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SCOTTISH STATUTORY INSTRUMENTS

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**2004 No. 86**

**The Road Traffic (Parking Adjudicators)  
(Dundee City Council) Regulations 2004**

**PART II**

Procedure relating to Appeals

**Disposing of an appeal without a hearing**

- 7.—(1) Subject to paragraph (2), the adjudicator may dispose of an appeal without a hearing.
- (2) The adjudicator shall not dispose of an appeal without a hearing if either party has requested a hearing unless—
- (a) the party who made the request withdraws his request before notice of a hearing has been sent to the other party under regulation 8; or
  - (b) both parties have subsequently consented to the appeal being disposed of without a hearing.
- (3) Unless both parties consent to the disposal taking place on an earlier date, the adjudicator shall not dispose of an appeal without a hearing until after the expiry of 28 days beginning on the day an acknowledgement is sent in accordance with regulation 4.
- (4) Notwithstanding anything in paragraphs (2) and (3), if both parties, having been sent a notice of the hearing of an appeal in accordance with regulation 8, fail to attend or be represented at the hearing, the adjudicator may subsequently dispose of the appeal without a hearing.