

## SCHEDULES

### SCHEDULE 5

#### COLLECTION OF FINES

##### PART 6

###### VARIATION OF COLLECTION ORDERS CONTAINING PAYMENT TERMS

*Application to fines officer for variation of order or attachment of earnings order etc.*

- 22 (1) P may, at any time—
- (a) after the collection order is made and before Part 7 applies, and
  - (b) when he is not in default on the order,
- apply to the fines officer under this paragraph.
- (2) P may apply for—
- (a) the payment terms to be varied, or
  - (b) an attachment of earnings order or application for benefit deductions to be made.
- (3) No application may be made under sub-paragraph (2)(a) unless—
- (a) there has been a material change in P's circumstances since the collection order was made (or the payment terms were last varied under this paragraph),  
or
  - (b) P is making further information about his circumstances available.
- (4) On an application under sub-paragraph (2)(a), the fines officer may decide—
- (a) to vary the payment terms in P's favour, or
  - (b) not to vary them.
- (5) On an application under sub-paragraph (2)(b), the fines officer may decide—
- (a) to make an attachment of earnings order or application for benefit deductions, or
  - (b) not to do so.
- (6) If he decides to make an order or application he must vary the collection order so that it states reserve terms.
- (7) The reserve terms must not be less favourable to P than the payment terms.
- (8) A decision of the fines officer under this paragraph must be in writing, dated and delivered to P.
- (9) Subject to paragraph 23, the effect of—
- (a) a decision under sub-paragraph (4)(a), and

---

*Status: This is the original version (as it was originally enacted).*

---

(b) a variation under sub-paragraph (6),  
is that the collection order has effect as varied by the fines officer.