SCHEDULES

SCHEDULE 1

FIXED PENALTIES

Modifications etc. (not altering text)

C1 Sch. 1 applied (with modifications) (1.10.2014 for specified purposes, 1.10.2015 in so far as not already in force) by Children and Families Act 2014 (c. 6), **ss. 91(5)**, 139(6); S.I. 2014/2609, art. 2; S.I. 2015/375, art. 3

Effect of notice and payment

9 (1) Proceedings for the offence in respect of which a penalty notice was given may not be brought before the end of the period for payment of the penalty.

(2) Sub-paragraph (1) does not apply if the person to whom the notice was given has asked in accordance with paragraphs 14 and 15 to be tried for the alleged offence.

Commencement Information

I1 Sch. 1 para. 9 in force at 2.4.2007 for W. by S.I. 2007/204, **art. 2(a)**

I2 Sch. 1 para. 9 in force at 1.7.2007 for E. by S.I. 2007/1375, **art. 2(a)**

10 If the penalty is paid in accordance with the penalty notice before the end of the period mentioned in paragraph 9(1), no proceedings for the offence may be brought, and paragraph 14 does not apply.

Commencement Information

I3 Sch. 1 para. 10 in force at 2.4.2007 for W. by S.I. 2007/204, **art. 2(a)**

I4 Sch. 1 para. 10 in force at 1.7.2007 for E. by S.I. 2007/1375, **art. 2(a)**

11 If the discounted amount is paid in accordance with the penalty notice before the end of the period for payment of the discounted amount, no proceedings for the offence may be brought, and paragraph 14 does not apply.

Commencement Information

I5 Sch. 1 para. 11 in force at 2.4.2007 for W. by S.I. 2007/204, **art. 2(a)**

I6 Sch. 1 para. 11 in force at 1.7.2007 for E. by S.I. 2007/1375, **art. 2(a)**

12 If proceedings have been brought pursuant to a request under paragraph 14, but then the penalty or discounted amount is paid as mentioned in paragraph 10 or 11, those proceedings may not be continued.

Commencement Information

I7 Sch. 1 para. 12 in force at 2.4.2007 for W. by S.I. 2007/204, **art. 2(a)**

I8 Sch. 1 para. 12 in force at 1.7.2007 for E. by S.I. 2007/1375, **art. 2(a)**

13 In any proceedings, a certificate is evidence of the facts which it states if it—

(a) purports to be signed by or on behalf of the person responsible for the financial affairs of the enforcement authority on whose behalf the authorised officer who gave a penalty notice was acting, and

(b) states that payment of the penalty or discounted amount in pursuance of the notice was or was not received by a date specified in the certificate.

Modifications etc. (not altering text)

C1 Sch. 1 para. 13 functions made exercisable concurrently (8.5.2017) by The West Midlands Combined Authority (Functions and Amendment) Order 2017 (S.I. 2017/510), arts. 1(2), **18**

Commencement Information

I9 Sch. 1 para. 13 in force at 2.4.2007 for W. by S.I. 2007/204, **art. 2(a)**

I10 Sch. 1 para. 13 in force at 1.7.2007 for E. by S.I. 2007/1375, **art. 2(a)**

Changes to legislation:
There are currently no known outstanding effects for the Health Act 2006, Cross Heading: Effect of notice and payment.