
STATUTORY INSTRUMENTS

2013 No. 1783

**The Road User Charging Schemes (Penalty Charges,
Adjudication and Enforcement) (England) Regulations 2013**

PART 4

ROAD USER CHARGING SCHEME ADJUDICATORS

Appointment of, and provision of facilities for, adjudicators

12.—(1) Adjudicators who—

- (a) were appointed by the joint committee under regulation 17 of the Civil Enforcement of Parking Contraventions (England) General Regulations 2007⁽¹⁾ (“the 2007 Regulations”); and
- (b) held office immediately before the coming into force of these Regulations,

are to be treated as having been appointed under this regulation on the same terms as those on which they held office at that time.

(2) The appointment of an adjudicator by the joint committee under regulation 17 of the 2007 Regulations after the coming into force of these Regulations will be effective to appoint that adjudicator as an adjudicator for the purpose of these Regulations (on the same terms as that adjudicator was appointed under regulation 17).

(3) Each adjudicator is to make an annual report to the joint committee on the discharge of their functions under these Regulations.

(4) The joint committee is to make and publish an annual report in writing to the Secretary of State on the discharge by road user charging scheme adjudicators of their functions.

Administrative support and defrayal of expenses

13.—(1) Charging authorities are to arrange with the joint committee for the provision of accommodation, administrative staff and facilities for adjudicators, including the appointment of a member of the administrative staff to fulfil the function of the proper officer for the purpose of these Regulations.

(2) Charging authorities are to meet the expenses of the joint committee incurred under paragraph (1) and in remunerating adjudicators in such proportions as they agree or, in default of agreement, as may be determined by an arbitrator nominated by the Chartered Institute of Arbitrators on the application of any charging authority.

Procedure to be followed by adjudicators

14.—(1) The Schedule to these Regulations is to have effect as to the procedure to be followed in adjudication proceedings.

- (2) Subject to the provisions of that Schedule, adjudicators may regulate their own procedure.

Evidence produced by a prescribed device

15.—(1) Evidence of a fact relevant to proceedings conducted in accordance with the Schedule may be given by the production of—

- (a) a record produced by a prescribed device; and
- (b) (in the same or another document) a certificate as to the circumstances in which the record was produced, signed by a person authorised to do so by the charging authority who installed the device.

(2) In paragraph (1) “prescribed device” means a camera or other device designed to produce a record of—

- (a) the presence of a particular motor vehicle which is being used or kept on a designated road; and
- (b) the date and time at which the motor vehicle is present,

and includes any equipment used in conjunction with the camera or other device for the purpose of producing such a record.

(3) A document purporting to be a record or a certificate of the kind described in paragraph (1) is to be deemed to be such a record unless the contrary is proved.

Recovery of amounts payable under an adjudication

16. Any amount which is payable under an adjudication of an adjudicator is, if a county court so orders, to be recoverable by the person to whom the amount is payable as if it were payable under a county court order.