



Transport (Scotland) Act 2019

2019 asp 17

PART 8

RECOVERY OF UNPAID PARKING CHARGES

Key concepts

PROSPECTIVE

92 Meaning of “parking charge”

- (1) In this Part, “parking charge” means—
- (a) in the case of a relevant obligation arising under the terms of a relevant contract, a sum in the nature of a fee or charge,
 - (b) in the case of a relevant obligation arising as a result of a trespass or other delict, a sum in the nature of damages,
- however the sum in question is described.
- (2) The reference to a sum in the nature of damages is to a sum of which adequate notice was given to drivers of vehicles (when the vehicle was parked on the relevant land).
- (3) For the purposes of subsection (2), “adequate notice” means notice given by—
- (a) the display of one or more notices in accordance with any applicable requirements prescribed in regulations under section 103 for, or for purposes including, the purposes of subsection (2), or
 - (b) where no such requirements apply, the display of one or more notices which—
 - (i) specify the sum as the charge for unauthorised parking, and
 - (ii) are adequate to bring the charge to the notice of drivers who park vehicles on the relevant land.

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Transport (Scotland) Act 2019, Section 92.