



2008 CHAPTER 4

PART 5

ENFORCEMENT

Regulations concerning vehicles and equipment seized under section 38 or 41

42.—(1) The [^{F1}Department of Justice] may by regulations make provision as to—

- (a) the removal and retention of vehicles, equipment and items seized under section 38 or 41;
 - (b) the release or disposal of such vehicles, equipment and items.
- (2) Regulations under subsection (1) may, in particular, make provision—
- (a) for the giving of notice of seizure of the vehicle, equipment or item to a person who is its owner;
 - (b) for the procedure by which a person who claims to be the owner of the vehicle, equipment or item seized under section 38 or 41 may seek to have it released;
 - (c) for requiring the payment, by the owner or driver of the vehicle or the owner of the equipment or item, of fees, charges or costs in relation to its removal and retention and to any application for its release;
 - (d) as to the circumstances in which a vehicle, equipment or item seized under section 38 or 41 may be disposed of;
 - (e) as to the destination—
 - (i) of any fees, charges or costs payable in accordance with the regulations;

Changes to legislation: *Taxis Act (Northern Ireland) 2008, Section 42 is up to date with all changes known to be in force on or before 09 March 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

(ii) of the proceeds (if any) arising from the disposal of any vehicle, equipment or item seized under section 38 or 41.

Textual Amendments

- F1** Words in [s. 42\(1\)](#) substituted (12.4.2010) by [Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), arts. 1(2), 12, [Sch. 14 para. 92\(2\)](#) (with [arts. 28-31](#)); [S.I. 2010/977](#), [art. 1\(2\)](#) (but this amendment cannot take effect until the commencement of 2008 (c.4) (N.I.), s. 42)

Commencement Information

- I1** [S. 42](#) in operation at 31.5.2016 by [S.R. 2015/389](#), art. 2(3), [Sch. Pt. 3](#)

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 42 coming into force by [S.R. 2014/300 art. 2\(3\)](#)[Sch. Pt. 3](#) (This effect not applied to [legislation.gov.uk](#). Art. 2(3), Sch. Pt. 3 omitted (22.5.2015) by virtue of S.R. 2015/257, art. 2)
- specified provision(s) amendment to earlier commencing SR 2014/300 art. 2 Sch. Pt. 2 and 3 by [S.R. 2015/257 art. 2](#)