



# Transport for London Act 2008

## 2008 CHAPTER i

### PART 2

#### ROAD USER CHARGING

#### **5 Contravention of requirement of TfL scheme**

- (1) Subject to subsection (2), a TfL scheme may provide that any person who, without reasonable excuse, contravenes or fails to comply with any specified requirement of the scheme shall be liable on summary conviction to a fine for each offence not exceeding level 2 on the standard scale or not exceeding a lesser amount; but such a provision—
  - (a) shall not have effect unless and until it has been approved by the Secretary of State, and
  - (b) shall not apply in relation to anything done before the provision comes into effect.
- (2) Subsection (1) shall not authorise the creation of an offence which consists only of—
  - (a) a failure to pay a charge or penalty charge imposed by a TfL scheme, or
  - (b) any other contravention or failure to comply with a requirement of a TfL scheme for which a penalty charge imposed by or under regulations made under paragraph 12 of Schedule 23 to the 1999 Act is payable.
- (3) Nothing in this section shall affect the operation of section 8 (failure to notify changes in eligibility for exemptions etc.) or paragraph 25 or 27 of Schedule 23 to the 1999 Act (specific offences relating to road user charging).