
STATUTORY INSTRUMENTS

2005 No. 1961

The Unauthorised Encampments (Northern Ireland) Order 2005

Retention and charges for seized property

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9.—(1) Any vehicles which have been seized and removed by a constable under Article 4 or 7(1) may be retained in accordance with regulations made by the Department under paragraph (2).

(2) The Department may make regulations—

- (a) regulating the retention and safe keeping and the disposal and the destruction in prescribed circumstances of vehicles; and
- (b) prescribing charges in respect of the removal, retention, disposal and destruction of vehicles.

(3) Any authority shall be entitled to recover from a person from whom a vehicle has been seized such charges as may be prescribed in respect of the removal, retention, disposal and destruction of the vehicle by the authority.

(4) Any charges under paragraph (3) shall be recoverable as a simple contract debt.

(5) Any authority having custody of vehicles under regulations under paragraph (2) shall be entitled to retain custody until any charges under paragraph (3) are paid.

(6) Regulations under paragraph (2) shall be subject to negative resolution.