
STATUTORY INSTRUMENTS

2005 No. 1964

The Traffic Management (Northern Ireland) Order 2005

Adjudicators

Proceedings before adjudicators

30.—(1) The Lord Chancellor may [^{F1}after consultation with the Lord Chief Justice] make regulations providing for the procedure to be followed in relation to proceedings before adjudicators.

(2) The regulations may, in particular, include provision—

- (a) as to the manner in which appeals to adjudicators are to be made or withdrawn;
- (b) authorising an appeal to an adjudicator to be disposed of on the basis of written representations unless the appellant requests an oral hearing;
- (c) as to the procedure to be followed before the hearing of an appeal by an adjudicator;
- (d) requiring any such hearing to be held in public except in circumstances specified in the regulations;
- (e) as to the persons entitled to appear and be heard on behalf of the parties;
- (f) requiring persons to attend to give evidence and to produce documents;
- (g) as to evidence at the hearing;
- (h) as to the adjournment of hearings;
- (i) for the award of costs in circumstances specified in the regulations;
- (j) for the settlement of costs by such method as may be specified in the regulations;
- (k) authorising decisions of adjudicators to be reserved;
- (l) authorising or requiring adjudicators—
 - (i) to revise or set aside decisions;
 - (ii) to revoke or vary orders made by them;
- (m) requiring decisions of, and orders made by, adjudicators to be recorded;
- (n) as to the proof of decisions of, and orders made by, adjudicators;
- (o) authorising the correction of clerical errors in records kept in accordance with the requirements of the regulations;
- (p) requiring service of—
 - (i) notice of decisions of adjudicators;
 - (ii) copies of any orders made by adjudicators;
 - (iii) notice of any corrections made by adjudicators in their decisions or orders.

(3) Subject to any provision made by the regulations, an adjudicator may regulate his own procedure.

(4) If a person who is required—

- (a) to attend a hearing held by an adjudicator; or

(b) to produce any document to an adjudicator in accordance with regulations under paragraph (1),
fails without reasonable excuse to do so, he shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 2 on the standard scale.

F1 Words in art. 30(1) inserted (14.8.2010) by Roads (Miscellaneous Provisions) Act (Northern Ireland) 2010 (c. 14), ss. 8(1), 9(1), **Sch. 2 para. 7(2)**

Changes to legislation:

There are currently no known outstanding effects for the The Traffic Management (Northern Ireland) Order 2005, Section 30.