

## SCHEDULES

### SCHEDULE 1

#### FIXED PENALTIES

##### *Use of fixed penalty receipts*

- 17.—(1) A district council may use its fixed penalty receipts only for the purposes of—
- (a) its functions under this Order; or
  - (b) such other functions (if any) as are specified in regulations made by the Department.
- (2) A council shall supply the Department with such information relating to its use of its fixed penalty receipts as the Department may require.
- (3) The Department may by regulations—
- (a) make provision for what a council is to do with its fixed penalty receipts—
    - (i) pending their being used for the purposes mentioned in sub-paragraph (1);
    - (ii) if they are not so used before such time after their receipt as may be specified in the regulations;
  - (b) make provision for accounting arrangements in respect of a council's fixed penalty receipts.
- (4) The provision that may be made under sub-paragraph (3)(a)(ii) includes (in particular) provision for the payment of sums to a person (including the Department) other than the council.
- (5) Before making regulations under this paragraph the Department shall consult district councils and—
- (a) such associations or bodies representative of councils;
  - (b) such associations or bodies representative of officers of councils; and
  - (c) such other persons or bodies,
- as the Department considers appropriate.
- (6) In this Article references to a district council's fixed penalty receipts are to the sums received by the council in respect of fixed penalties under this Schedule.