DRAFT STATUTORY INSTRUMENTS

2022 No. 0000

ROAD TRAFFIC, ENGLAND

The Civil Enforcement of Road Traffic Contraventions (Representations and Appeals) (England) Regulations 2022

Made - - - - 2022
Coming into force in accordance with regulation 1(2)

THE CIVIL ENFORCEMENT OF ROAD TRAFFIC CONTRAVENTIONS (REPRESENTATIONS AND APPEALS) (ENGLAND) REGULATIONS 2022

PART 1

Preliminary

- 1. Citation, commencement, extent and application
- 2. Interpretation of Parts 1 to 5

PART 2

Information, representations and appeals in relation to penalty charge notices or enforcement notices

CHAPTER 1

Information to be included in regulation 9 penalty charge notices and enforcement notices

3. Information about right to make representations or appeal to be included in regulation 9 penalty charge notices and enforcement notices

CHAPTER 2

Enforcement notices: representations and appeals

- 4. Application of Chapter 2
- 5. Representations against the enforcement notice
- 6. Duties of an enforcement authority to which representations are made under regulation 5

7. Appeal to an adjudicator against a decision to reject a recipient's representations

PART 3

Representations and appeals in relation to the immobilisation of vehicles

- 8. Representations against immobilisation
- 9. Duties of an enforcement authority to which representations are made under regulation 8
- 10. Appeal to an adjudicator against enforcement authority's decision to reject representations

PART 4

Representations and appeals in relation to removed vehicles

- 11. Representations about a removed vehicle
- 12. Duties of an enforcement authority to which representations are made under regulation 11
- 13. Appeal to an adjudicator against enforcement authority's decision to reject representations

PART 5

Miscellaneous provisions

- 14. Proceedings in connection with invalid notices
- 15. Procedure of adjudicators
- 16. Recovery of sums payable
- 17. The register
- 18. False representations

PART 6

Consequential, savings and transitional provisions

CHAPTER 1

Revocation of the Civil Enforcement of Parking Contraventions (England) Representations and Appeals Regulations 2007 and related provisions

- 19. Revocation of the Civil Enforcement of Parking Contraventions (England) Representations and Appeals Regulations 2007
- 20. Interpretation of Chapter
- 21. Saving and transitional provisions: representations and appeals in relation to penalty charges for parking contraventions occurring before the commencement date
- 22. Savings and transitional provisions: representations and appeals against immobilisation of vehicles before the commencement date
- 23. Savings and transitional provisions: representations and appeals in connection with removal of vehicles before the commencement date
- 24. Savings and transitional provisions: invalid notice cases

CHAPTER 2

Other consequential provisions

25. Consequential amendments Signature

SCHEDULE 1 — Procedure in adjudication proceedings

PART 1 — Interpretation

1. Interpretation

PART 2 — Initiating an appeal

- 2. (1) An appeal must be made by delivering a notice...
- 3. Action upon receipt of notice of appeal and copy of such notice
- 4. Further representations by the parties
- 5. Adjudicator's power to require attendance of witnesses and production of documents
- 6. Disposal of an appeal without a hearing
- 7. Notice of time and place of hearing
- 8. Public and private hearings and admission to a hearing
- 9. Appearances at a hearing
- 10. Procedure at a hearing
- 11. Decisions on appeals
- 12. Review of adjudicator's decision
- 13. Costs
- 14. Consolidation of proceedings
- 15. Miscellaneous powers of adjudicators
- 16. Clerical errors

PART 3 — Service of documents

- 17. Service of documents on a party to an appeal
- 18. Delivery of documents to the proper officer

PART 4 — Directions as to invalid notices

19. Directions as to invalid notices

SCHEDULE 2 — Consequential amendments

- Amendment of article 8A of the High Court and County Courts Jurisdiction Order 1991
- 2. Amendment of Article 7 of the Traffic Management Act 2004 (Commencement No. 5 and Transitional Provisions) (England) Order 2007
- 3. Amendment of the Penalty Charges Enforcement (London) Regulations 2012
- 4. Amendment of the Household Waste (Fixed Penalty and Penalty Charge) Regulations 2015
- 5. Amendment of the West Midlands Combined Authority (Functions and Amendment) Order 2017
- 6. Amendment of the West Yorkshire Combined Authority (Election of Mayor and Functions) Order 2021

Explanatory Note