



# London Local Authorities Act 2007

## 2007 CHAPTER ii

### PART 2

#### PUBLIC HEALTH AND THE ENVIRONMENT

##### *Abandoned and nuisance vehicles*

#### **27 Removal of abandoned and nuisance vehicles**

- (1) Section 3(2) (requirement to give notice to occupier) of the 1978 Act does not apply where the vehicle is abandoned on any relevant land in Greater London.
- (2) This section is without prejudice to section 3(2A) of the 1978 Act (no requirement to give notice to occupier in the case of vehicle abandoned on a road).
- (3) In this section, “relevant land” means land to which the public has access, and does not include any—
  - (a) land within the curtilage of a dwelling;
  - (b) driveway giving access to a dwelling;
  - (c) fuel or field garden allotment within the meaning of section 19 of the Acquisition of Land Act 1981 (c. 67).

#### **28 Disposal of removed vehicles**

- (1) Section 4 (disposal of abandoned vehicles) of the 1978 Act shall have effect in the area of a borough council in accordance with this section.
- (2) For subsection (5), there is substituted—
  - “(5) The local authority shall permit a person to remove a vehicle from their custody before it is disposed of by the local authority in pursuance of this section, if that person—
    - (a) satisfies the authority that—
      - (i) he is its owner; and

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*Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.*

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- (ii) either of subsections (5A) or (5B) below applies; and
    - (iii) he is insured to drive the vehicle; and
  - (b) gives a bond in the prescribed sum to the authority in the case—
    - (i) where no current licence is displayed on the vehicle; or
    - (ii) where no test certificate is shown to the authority, in the case where section 47 of the Road Traffic Act 1988 (c. 52) (obligatory test certificates) applies to the vehicle; and
  - (c) pays to the authority such sums in respect of its removal and storage as may be prescribed.
- (5A) This subsection applies if the person in question has not been offered the opportunity to pay a fixed penalty under section 2A above.
- (5B) This subsection applies if the person in question has been offered the opportunity to pay a fixed penalty under section 2A above and—
  - (a) he has paid it; or
  - (b) he has not paid it and the period mentioned in section 2A(2)(a) above has not expired; or
  - (c) he has not paid it and the period within which proceedings may be instituted for the offence in question has expired and no such proceedings have been issued;
  - (d) he has not paid it and proceedings for the offence have been instituted but not determined.
- (5C) A bond under subsection (5)(b) above shall be repaid by the authority to the person who gave it once the authority is satisfied that a current licence has been obtained and can be displayed on the vehicle, or a test certificate has been issued in respect of the vehicle, as the case may be.
- (5D) In subsection (5)(b) “prescribed sum” means such sum as may be prescribed by a joint committee established under section 101(5) of the Local Government Act 1972 (c. 70) and consisting of at least one representative from each London borough council.”.