

*These notes refer to the Identity Cards Act 2006
(c.15) which received Royal Assent on 30 March 2006*

IDENTITY CARDS ACT 2006

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Civil penalties

Section 33: Appeals against penalties

182. This section sets out the process of appealing against penalties. Under *subsection (6)* a person does not have to object to a penalty under section 31 before making an appeal to the court under this section.
183. The grounds of the appeal are set out in *subsection (1)*. They are the same as the grounds for making an objection under section 32. *Subsection (2)* ensures that there will be a time limit to any appeal.
184. The appeal will be a re-hearing of the decision of the Secretary of State to impose a penalty (*subsection (4)*). Under *subsection (5)* the court may consider all matters it considers relevant.
185. The Court may decide to cancel the penalty, reduce the penalty or uphold the penalty under *subsection (3)*.
186. *Subsection (7)* specifies which courts may hear an appeal.