

## SCHEDULE

### PROCEDURE IN ADJUDICATION PROCEEDINGS

#### PART II

#### PROCEDURE RELATING TO APPEALS

##### Costs

**13.**—(1) An adjudicator shall not normally make an order awarding costs and expenses, but may, subject to paragraph (2) make such an order—

- (a) against a party (including an appellant who has withdrawn his appeal or a charging authority who have consented to an appeal being allowed) if he is of the opinion that that party has acted frivolously or vexatiously or that his conduct in making, pursuing or resisting an appeal was wholly unreasonable; or
- (b) against a charging authority where he considers that the disputed decision was wholly unreasonable.

(2) An order shall not be made under sub-paragraph (1) against a party unless that party has been given an opportunity of making representations against the making of the order.

(3) An order under sub-paragraph (1) shall require the party against whom it is made to pay to the other party a specified sum in respect of the costs and expenses incurred by that other party in connection with the proceedings.

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##### Commencement Information

**II** Sch. para. 13 in force at 30.7.2001, see **reg. 1**

**Changes to legislation:**

There are currently no known outstanding effects for the The Road User Charging (Enforcement and Adjudication) (London) Regulations 2001, Paragraph 13.