
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Enforcement of Road Traffic Debts (Certificated Bailiffs) Regulations 1993 by increasing the fees to be charged by certificated bailiffs for the enforcement of certain road traffic debts in accordance with section 78 of the Road Traffic Act 1991.

For preparing and sending a letter advising the debtor that a warrant is with the bailiff and requesting the total sum due, the fee is increased from £10.00 to £11.20.

For levying distress, where the sum demanded and due does not exceed £100, the fee is increased from £25.00 to £28.00; and where the sum demanded and due exceeds £100, the fee is increased from 25% to 28% on the first £200 and on any additional sum over £200, the fee is increased from 5% to 5.5%.

For taking possession, where a person is left in physical possession (close possession), the fee is increased from £5.00 to £5.60 each day; and where walking possession is agreed, the fee is increased from 50p to 55p each day for the first 14 days. All other fees remain unchanged.

These Regulations also make a minor amendment to paragraph 4 in Schedule 1 and amend the references to taxation in Schedule 1 so that they refer to detailed assessment under the Civil Procedure Rules 1998.