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STATUTORY INSTRUMENTS

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**2004 No. 176**

**The Fines Collection Regulations 2004**

**Part I—**

**Introduction**

**Citation, commencement, duration, application and interpretation**

- 1.—(1) These Regulations may be cited as the Fines Collection Regulations 2004.
- (2) This Part of these Regulations shall come into force on 23rd February 2004, Parts II and III of these Regulations shall come into force—
- (a) on 23rd February 2004 in respect of the petty sessions areas specified in columns 1 and 3 of Part I of the Schedule to the Order;
  - (b) on 29th March 2004 in respect of the petty sessions areas specified in columns 1 and 3 of Part II of the Schedule to the Order; and
  - (c) on 5th April 2004 in respect of all other petty sessions areas in England and Wales,
- and Part IV of these Regulations shall come into force on 29th March 2004.
- (3) These Regulations shall cease to have effect on 31st March 2005.
- (4) These Regulations apply to petty sessions areas in England and Wales to which the provisions of Schedule 5 have effect in accordance with the Collection of Fines (Pilot Schemes) Order 2004<sup>(1)</sup>.
- (5) In these Regulations—
- “the Act” means the Courts Act 2003<sup>(2)</sup>;
  - “approved clamping organisation” means an organisation approved by the Lord Chancellor, the members of which undertake clamping operations;
  - “charges due” means the charges referred to in regulation 18(2)(b) payable by P at the time in question;
  - “clamp” means an immobilisation device and related expressions shall be construed accordingly;
  - “clamping contractor” means a person authorised to undertake the clamping, removal and storage of vehicles by and in accordance with a contract (a “clamping contract”) with the Lord Chancellor or the justices' chief executive for a court, “the contractor” means the clamping contractor and “the contract” means the clamping contract;
  - “clamping notice” means an immobilisation notice;
  - “fine” means a sum adjudged to be paid mentioned in paragraph 1(1) of Schedule 5 and includes any increase, compensation and costs;
  - “the Order” means the Collection of Fines (Pilot Schemes) Order 2004;

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(1) S.I.2004/175.

(2) Schedule 5 to the Courts Act 2003 is modified by the Collection of Fines (Pilot Schemes) Order 2004 (S.I. 2004/175).

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

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“Schedule 5” means Schedule 5 to the Act;

“vehicle” means a motor vehicle; and

“working day” means a day other than a Saturday or Sunday which is not a bank or other public holiday,

and, save where the context requires otherwise, a reference to clamping or storage includes release from clamping or, as the case may be, release from storage.

(6) In these Regulations a reference to a numbered regulation is a reference to the regulation so numbered in these Regulations.