STATUTORY INSTRUMENTS

1972 No. 333

CRIMINAL PROCEDURE, ENGLAND AND WALES

The Fixed Penalty (Procedure) (Amendment) Regulations 1972

Made - - -	*3rd March* 1972
Laid before Parliament	*10th March* 1972
Coming into Operation	*1st April* 1972

In exercise of the powers conferred upon me by section 80(11) of the Road Traffic Regulation Act 1967(**a**), I hereby make the following Regulations:—

1. These Regulations may be cited as the Fixed Penalty (Procedure) (Amendment) Regulations 1972 and shall come into operation on 1st April 1972.

2. The Fixed Penalty (Procedure) (Amendment) (No. 4) Regulations 1970(**b**), the Fixed Penalty (Procedure) (Amendment) Regulations 1971(**c**) and the Fixed Penalty (Procedure) (Amendment) (No. 2) Regulations 1971(**d**) are hereby revoked.

3. In these Regulations a reference to the principal Regulations is a reference to the Fixed Penalty (Procedure) Regulations 1970(**e**), as amended(**f**).

4. In a case in which a notice under subsection (2) of section 80 of the Road Traffic Regulation Act 1967, offering the opportunity of the discharge of any liability to conviction of an offence to which that section applies by payment of a fixed penalty, has been given or affixed under the said section before the coming into operation of these Regulations, the principal Regulations shall have effect as if these Regulations had not been made.

5. For Regulation 4 of the principal Regulations (clerk to whom fixed penalty is to be paid) there shall be substituted the Regulation set out in Appendix 1 to these Regulations.

6. After Schedule 2 to the principal Regulations there shall be added the Schedule set out in Appendix 2 to these Regulations.

R. Maudling,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
3rd March 1972.

(**a**) 1967 c. 76.
(**b**) S.I. 1970/1209 (1970 II, p. 4013).
(**c**) S.I. 1971/479 (1971 I, p. 1432).
(**d**) S.I. 1971/1505 (1971 III, p. 4209).
(**e**) S.I. 1970/198 (1970 I, p. 869).
(**f**) The relevant amending instruments are S.I. 1971/479, 1505 (1971 I, p. 1432; III, p. 4209).

APPENDIX 1

REGULATION SUBSTITUTED FOR REGULATION 4 OF THE PRINCIPAL REGULATIONS

4. The notice shall provide that any payment of a fixed penalty should be made—

(*a*) if the offence is alleged to have been committed in an area specified in the first column of Schedule 3 to these Regulations, to the clerk specified opposite thereto in the second column of that Schedule;

(*b*) if the offence is alleged to have been committed otherwise than in an area so specified, to the clerk to the justices for the petty sessions area in which it is alleged to have been committed.

APPENDIX 2

SCHEDULE ADDED TO THE PRINCIPAL REGULATIONS

SCHEDULE 3

PAYMENT OF FIXED PENALTY IN CERTAIN AREAS

Area in which offence was committed	Clerk to whom payment is to be made
The administrative county of Bedfordshire.	The clerk to the justices for the Bedford petty sessional division.
The Derby county and borough police area.	The clerk to the justices for the county borough of Derby.
That part of the administrative county of Gloucester comprising the petty sessional divisions of Campden, of Cheltenham, of Newent, of Northleach, of Stow-on-the-Wold, of Tewkesbury and of Winchcombe.	The clerk to the justices for the Cheltenham petty sessional division.
Heathrow Airport	The clerk to the justices for the New Spelthorne petty sessional division.
The Hampshire police area.	The clerk to the justices for the Winchester petty sessional division.
The administrative county of Hereford.	The clerk to the justices for the city of Hereford.
The Kent police area.	The clerk to the justices for the Maidstone petty sessional division.
The Leicester and Rutland police area.	The clerk to the justices for the county borough of Leicester.
The Metropolitan Police District, excluding Heathrow Airport (mentioned above).	The chief clerk at the Marylebone Magistrates' Court.
The Sheffield and Rotherham police area.	The clerk to the justices for the county borough of Sheffield.
That part of the Suffolk police area comprising the petty sessional divisions of Orwell and of Woodbridge.	The clerk to the justices for the Woodbridge petty sessional division.

Area in which offence was committed	Clerk to whom payment is to be made
That part of the Sussex police area comprising the petty sessional divisions of Bexhill and of Burwash.	The clerk to the justices for the Bexhill petty sessional division.
That part of the West Yorkshire police area comprising the county borough of Wakefield, the non-county boroughs of Castleford, of Goole, of Harrogate, of Morley, of Ossett, of Pontefract, of Pudsey and of Ripon, the urban districts of Aireborough, of Featherstone, of Garforth, of Hemsworth, of Horbury, of Horsforth, of Ilkley, of Knaresborough, of Knottingley, of Normanton, of Otley, of Rothwell, of Selby and of Stanley, the rural districts of Goole, of Hemsworth, of Nidderdale, of Osgoldcross, of Ripon and Pateley Bridge, of Selby, of Tadcaster, of Thorne, of Wakefield, of Wetherby, and of Wharfedale and, in the rural district of Skipton, the parishes of Addingham, of Beamsley, of Bolton Abbey, of Draughton and of Hazlewood with Storiths.	The clerk to the justices for the county borough of Leeds.
That part of the West Yorkshire police area comprising the county borough of Barnsley, the urban districts of Adwick-le-Street, of Bentley with Arksey, of Conisbrough, of Cudworth, of Darfield, of Darton, of Dearne, of Dodworth, of Hoyland Nether, of Maltby, of Mexborough, of Rawmarsh, of Royston, of Stocksbridge, of Swinton, of Tickhill, of Wath-upon-Dearne, of Wombwell, of Worsborough and of Penistone, and the rural districts of Doncaster, of Kiveton Park, of Wortley, of Rotherham and of Penistone.	The clerk to the justices for the county borough of Sheffield.
That part of the West Yorkshire police area not mentioned above, excluding the county borough of Doncaster.	The clerk to the justices for the county borough of Bradford.
The administrative county of Wiltshire, excluding the borough of Swindon.	The clerk to the justices for the Trowbridge petty sessional division.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the provisions of the Fixed Penalty (Procedure) Regulations 1970 which specify the clerk to whom a fixed penalty is payable.

Changes are made which affect cases where the offence is alleged to have been committed in the administrative county of Wiltshire, in the Hampshire, the Leicester and Rutland or the West Yorkshire police area or at Heathrow Airport.

SI 1972/333
ISBN 0-11-020333-X

