STATUTORY INSTRUMENTS

1975 No. 312

CRIMINAL PROCEDURE, ENGLAND AND WALES

The Fixed Penalty (Procedure) (Amendment) Regulations 1975

Made - - -	*4th March* 1975
Laid before Parliament	*13th March* 1975
Coming into Operation	*1st April* 1975

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 1975 and shall subject to paragraph (2) of Regulation 3 come into operation on 1st April 1975.

2. The Interpretation Act 1889(**b**) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

3.—(1) For the Schedules to the Fixed Penalty (Procedure) (No. 2) Regulations 1974(**c**) there shall be substituted the Schedules set out in the Appendix to these Regulations.

(2) The entry in Schedule 2 in the Appendix relating to Mid Glamorgan, South Glamorgan and West Glamorgan shall not have effect until 1st September, 1975.

Roy Jenkins,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
4th March 1975.

(a) 1967 c. 76. (b) 1889 c. 63. (c) S.I. 1974/1475 (1974 III, p. 5633).

APPENDIX Regulation 4

SCHEDULE 1

Serial No. (of notice) .....

*Delete if notice not affixed to a vehicle.

*NOTE: It is an offence for anyone, other than the person liable for the undermentioned offence or the driver or the person in charge of the vehicle or any person authorised by such person, to remove or interfere with this notice.

SECTION 80: ROAD TRAFFIC REGULATION ACT 1967
NOTICE OF OPPORTUNITY TO PAY FIXED PENALTY

PART I

Motor vehicle, registration mark ..... was seen

in (*insert particulars of location*) .....

[from ..... to .....] [at .....]

on (*insert date*) ....., in circumstances giving me reasonable cause to believe that the offence described at [( )] below, was being or had been committed.

(*here insert statement of the offence alleged as in the following examples*):—

*The use of box numbers to indicate the different offences is optional.

*[(1)] The vehicle was waiting in a restricted street. (Section 6(9) of the Road Traffic Regulation Act 1967).

*[(2)] The vehicle was left in a street parking place without the initial charge being paid. (Section 42(1) of the Road Traffic Regulation Act 1967).

*[(3)] The vehicle was left in a street parking place for more than two hours after the excess charge was incurred. (Section 42(1) of the Road Traffic Regulation Act 1967).

Police Constable/Traffic Warden Signature .....

Number .....

If before the end of days from the above date, the sum of £ (being the fixed penalty for the offence) is paid to the clerk to the justices, (*insert address of clerk to the justices*), the police will not take proceedings for the offence, and any person's liability to conviction of the offence will be discharged. Cash should be sent only by registered post; cheques, postal orders or money orders should be made payable to

Payments must be of the exact amount shown on the notice or the exact total of the various amounts, if payment is made in respect of more than one notice. Payment must be made to the justices' clerk specified in the notice relating to that payment. A justices' clerk will not accept amounts which are, or include, amounts required to be paid to another justices' clerk.

The person paying the fixed penalty must forward with the remittance Part 2 of this notice or identify this notice by quoting its serial number.

If the fixed penalty is not paid, the police may prosecute for the offence.

PART 2

Serial No. (of notice)

To the clerk to the justices (*insert address of clerk to the justices*)

I enclose the sum of £ as payment of the fixed penalty for the offence mentioned in Part 1 of this notice.

Name (in block capitals) .....

Address (in block capitals) .....

☐ Insert √ in this box if receipt is required.

Regulation 6

SCHEDULE 2

PAYMENT OF FIXED PENALTY IN CERTAIN AREAS

Area in which offence was committed (1)	Clerk to whom payment is to be made (2)
The non-metropolitan county of Bedfordshire.	The clerk to the justices for the North Bedfordshire petty sessional division.
The non-metropolitan county of Cheshire.	The clerk to the justices for the Chester petty sessional division.
The non-metropolitan county of Cleveland.	The clerk to the justices for the Teesside petty sessional division.
The non-metropolitan county of Derbyshire.	The clerk to the justices for the Derby petty sessional division.
The non-metropolitan county of Dorset.	The clerk to the justices for the Poole petty sessional division.
In the non-metropolitan county of East Sussex the petty sessional division of Battle and Rye.	The clerk to the justices for the Bexhill petty sessional division.
In the non-metropolitan county of Gloucestershire the petty sessional divisions of Campden, Newent, Northleach, Stow-on-the-Wold, Tewkesbury and Winchcombe.	The clerk to the justices for the Cheltenham petty sessional division.
In the non-metropolitan county of Gloucestershire the petty sessional division of Gloucester (County).	The clerk to the justices for the Gloucester (City) petty sessional division.
In the metropolitan county of Greater Manchester the petty sessional division of Makerfield and the metropolitan districts of Bolton, Oldham, Salford, Stockport, Tameside and Trafford.	The clerk to the justices for the metropolitan district of Manchester.
The non-metropolitan counties of Hampshire and the Isle of Wight.	The clerk to the justices for the Winchester petty sessional division.
In the non-metropolitan county of Hereford and Worcester the petty sessional divisions of Bromyard, Dore and Bredwardine, Hereford (County), Kington, Ledbury, Leominster and Wigmore and Ross.	The clerk to the justices for the Hereford (Borough) petty sessional division.
The non-metropolitan county of Humberside.	The clerk to the justices for the Kingston upon Hull petty sessional division.
The non-metropolitan county of Kent.	The clerk to the justices for the Maidstone petty sessional division.

Area in which offence was committed (1)	Clerk to whom payment is to be made (2)
The non-metropolitan county of Leicestershire.	The clerk to the justices for the Leicester (City) petty sessional division.
The metropolitan county of Merseyside.	The clerk to the justices for any petty sessions area within the metropolitan county of Merseyside.
The Metropolitan Police District.	The chief clerk at the Marylebone Magistrates' Court.
The non-metropolitan counties of Mid Glamorgan, South Glamorgan and West Glamorgan.	The clerk to the justices for the Miskin petty sessional division.
In the non-metropolitan county of Norfolk the petty sessional divisions of Cromer and North Walsham.	The clerk to the justices for the Great Yarmouth petty sessional division.
In the non-metropolitan county of Norfolk the petty sessional divisions of Downham Market, Fakenham and Hunstanton.	The clerk to the justices for the King's Lynn petty sessional division.
In the non-metropolitan county of Norfolk the petty sessional divisions of Diss, East Dereham, Swaffham and Wymondham.	The clerk to the justices for the Thetford petty sessional division.
The non-metropolitan county of Northamptonshire.	The clerk to the justices for the Northampton petty sessional division.
In the non-metropolitan county of North Yorkshire the petty sessionai divisions of Claro, Ripon Liberty and Staincliffe but excluding the parishes of Angram, Bilton-in-Ainsty, Hessay, Hutton Wandesley, Knapton, Long Marston, Moor Monkton, Nether Poppleton, Rufforth, Tockwith, Upper Poppleton, Wighill and Wilstrop.	The clerk to the justices for the Claro petty sessional division.
In the non-metropolitan county of North Yorkshire the petty sessional divisions of Bulmer East, Bulmer West and Selby and within the Claro petty sessional division the parishes listed in the immediately preceding entry in this column of this Schedule.	The clerk to the justices for the York petty sessional division.
The non-metropolitan county of Nottinghamshire.	The clerk to the justices for the Nottingham (City) petty sessional division.
The metropolitan county of South Yorkshire.	The clerk to the justices for the metropolitan district of Sheffield.

Area in which offence was committed (1)	Clerk to whom payment is to be made (2)
The Surrey police area.	The clerk to the justices for the Dorking petty sessional division.
In the metropolitan county of Tyne and Wear the petty sessional division of Houghton-le-Spring.	The clerk to the justices for the metropolitan district of Sunderland.
In the metropolitan county of West Yorkshire the metropolitan districts of Calderdale and Kirklees.	The clerk to the justices for the Bradford petty sessional division.
In the metropolitan county of West Yorkshire the metropolitan district of Wakefield.	The clerk to the justices for the Leeds petty sessional division.
The non-metropolitan county of Wiltshire.	The clerk to the justices for the Trowbridge petty sessional division.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations substitute new Schedules for the Schedules to the Fixed Penalty (Procedure) (No. 2) Regulations 1974. The new Schedule 1 takes account of certain changes which will arise on the coming into operation of section 1 (liability of vehicle owner in respect of certain fixed penalty offences) of the Road Traffic Act 1974 (c.50). The new Schedule 2 takes account of certain new centralised payment schemes which are being introduced for the payment of fixed penalties.

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