1968 No. 43

ROAD TRAFFIC

The Removal and Disposal of Vehicles Regulations 1968

Made - - -	12*th January* 1968
Laid before Parliament	23*rd January* 1968
Coming into Operation	27*th January* 1968

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The Secretary of State (as respects Scotland, Wales and Monmouthshire) and the Minister of Transport (as respects England excluding Monmouthshire) in exercise of their powers under sections 20, 21 and 22 of the Civic Amenities Act 1967**(a)**, in exercise of their powers under sections 20, 52 and 53 of the Road Traffic Regulation Act 1967**(b)** as amended by section 52(2) of and Schedule 5 Part I to the Police (Scotland) Act 1967**(c)** and as altered by the Removal and Disposal of Vehicles (Alteration of Enactments) Order 1967**(d)**, after consultation with representative organisations in accordance with the provisions of section 107(2) of the Road Traffic Regulation Act 1967, and in exercise of all other powers enabling them in that behalf, hereby make the following Regulations:—

PART I

GENERAL

Commencement and citation

1. These Regulations shall come into operation on 27th January 1968 and may be cited as the Removal and Disposal of Vehicles Regulations 1968.

Interpretation

2.—(1) In these Regulations, unless the contrary intention appears, the following expressions have the meanings hereby assigned to them respectively, that is to say:—

"motor vehicle" has the meaning assigned to it in section 27(1) of the Civic Amenities Act 1967;

"road" means any highway and any other road to which the public has access; and

"vehicle", in relation to any matter prescribed by these Regulations for the purposes of any provision in sections 20, 21 and 22 of the Civic Amenities Act 1967, means a motor vehicle, and in relation to any matter prescribed by these Regulations for the purposes of any provision in sections 20, 52 and 53 of the Road Traffic Regulation Act 1967 has the meaning assigned to it in section 20(8) of the Road Traffic Regulation Act 1967, and, in relation to any matter prescribed by these Regulations for the purposes of section 20 of the Road Traffic Regulation Act 1967, any reference to a vehicle which has been permitted to remain at rest or which has broken down includes a reference to a vehicle which has been permitted to remain at rest or which has broken down before the coming into force of these Regulations.

(2) In these Regulations any reference to any enactment shall be construed, unless the context otherwise requires, as a reference to that enactment as amended, altered, re-enacted or replaced by or under any enactment.

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

(a) 1967 c. 69.
(b) 1967 c. 76.
(c) 1967 c. 77.
(d) S.I. 1967/1900 (1967 III, p. 5191).
(e) 52 & 53 Vict. c. 63.

PART II

REMOVAL OF VEHICLES

Power of constable to require removal of vehicles from roads

3.—(1) Except as provided by Regulation 7 of these Regulations, this Regulation applies to a vehicle which—

(*a*) has broken down, or been permitted to remain at rest, on a road in such a position or in such condition or in such circumstances as to cause obstruction to other persons using the road or as to be likely to cause danger to such other persons, or

(*b*) has been permitted to remain at rest or has broken down and remained at rest on a road in contravention of a prohibition or restriction contained in, or having effect under, any of the enactments mentioned in Schedule 1 to these Regulations.

(2) A constable may require the owner, driver or other person in control or in charge of any vehicle to which this Regulation applies to move or cause to be moved the vehicle and any such requirement may include a requirement that the vehicle shall be moved from that road to a place which is not on that or any other road, or that the vehicle shall not be moved to any such road or to any such position on a road as may be specified.

(3) A person required to move or cause to be moved a vehicle under this Regulation shall comply with such requirement as soon as practicable and a person who fails to comply with this paragraph of this Regulation commits an offence under section 87 of the Road Traffic Regulation Act 1967 for which he is liable on summary conviction to a fine not exceeding £20.

Power of constable to remove vehicles

4. Except as provided by Regulation 7 of these Regulations, where a vehicle—

(*a*) is a vehicle to which Regulation 3 of these Regulations applies, or

(*b*) having broken down on a road or on any land in the open air, appears to a constable to have been abandoned without lawful authority, or

(*c*) has been permitted to remain at rest on a road or on any land in the open air in such a position or in such condition or in such circumstances as to appear to a constable to have been abandoned without lawful authority,

then, subject to the provisions of section 20 of the Road Traffic Regulation Act 1967, a constable may remove or arrange for the removal of the vehicle, and, in the case of a vehicle which is on a road, he may remove it or arrange for its removal from that road to a place which is not on that or any other road, or may move it or arrange for its removal to another position on that or another road.

Power of local authority to remove certain vehicles

5.—(1) Except as provided by Regulation 7 of these Regulations, where a vehicle (other than a motor vehicle which a local authority have a duty to remove under section 20 of the Civic Amenities Act 1967)—

(*a*) having broken down on a road or on any land in the open air in the area of a local authority, appears to them to have been abandoned without lawful authority, or

(*b*) has been permitted to remain at rest on a road or on any land in the open air in the area of a local authority in such a position or in such condition or in such circumstances as to appear to them to have been abandoned without lawful authority,

the local authority may, subject to the provisions of section 20 of the Road Traffic Regulation Act 1967, remove or arrange for the removal of the vehicle to a place which is not on any road.

(2) In this Regulation "local authority" means, in the case of a vehicle situate at a place in England or Wales, the council of the county borough, county district or London Borough within whose area is situated that place, and in the case of a vehicle situate at a place in Scotland, the county council or the town council of a burgh within whose area is situate that place.

(3) During the period of six months beginning with the date of coming into operation of these Regulations this Regulation shall have effect as if for the word "duty" in paragraph (1) there were substituted the word "power".

Method of removing vehicles

6. Any person removing or moving a vehicle under the last two preceding Regulations may do so by towing or driving the vehicle or in such other manner as he may think necessary and may take such measures in relation to the vehicle as he may think necessary to enable him to remove or move it as aforesaid.

Exception for Severn Bridge

7. Regulations 3, 4 and 5 of these Regulations shall not apply in relation to any vehicle while on the central section of the specified carriageways (as defined in section 1 of the Severn Bridge Tolls Act 1965**(a)**) of a road which crosses the Rivers Severn and Wye.

Manner of giving notice to occupier of land before removing a vehicle therefrom

8. For the purposes of section 20(2) of the Civic Amenities Act 1967 and section 20(2) of the Road Traffic Regulation Act 1967, the manner in which the authority shall give notice to a person who appears to them to be an occupier of land on which there is a vehicle which the authority propose to remove, shall be as follows:—

(1) the notice shall be given in the form set out in Schedule 2 hereto or a form substantially to the like effect;

(2) the notice shall be addressed to the person who appears to be the occupier by name or by the description of "the occupier" of the land (describing it);

(3) the notice shall be given—

(*a*) by delivering it to the person who appears to be the occupier;

(*b*) by leaving it at his usual or last known place of abode;

(*c*) by sending it in a prepaid registered letter, or by the recorded delivery service, addressed to him at his usual or last known place of abode;

(*d*) if the person who appears to be the occupier is an incorporated company or body, by delivering it to the secretary or clerk of the company or body at their registered or principal office, or sending it in a prepaid registered letter, or by the recorded delivery service, addressed to the secretary or clerk of the company or body at that office; or

(a) 1965 c. 24.

(*e*) by sending it, marked clearly and legibly upon the notice and upon the envelope containing it with the words "Important—This Communication affects your property", to the land in a prepaid registered letter or by the recorded delivery service (providing the notice is not returned to the authority sending it), or by delivering it, so marked, to some person on the land, or by affixing it, so marked, to some object on the land.

Manner and period during which occupier of land may object

9. For the purposes of section 20(2) of the Civic Amenities Act 1967 and section 20(2) of the Road Traffic Regulation Act 1967—

(1) the manner in which a person who appears to an authority to be an occupier of land on which there is a vehicle which the authority propose to remove may object to a proposal by the authority to remove the vehicle shall be as follows:—

(*a*) the objection shall be in writing;

(*b*) the objection shall be sent by post addressed to the authority or left at their office;

(2) the period during which a person who appears to an authority to be an occupier of land on which there is a vehicle which the authority propose to remove may object shall be 15 days from the day when the notice referred to in the last preceding Regulation is served on him.

Period before which notice must be affixed to a vehicle in certain cases before removing it for destruction

10. For the purposes of section 20(3) of the Civic Amenities Act 1967 and section 20(3) of the Road Traffic Regulation Act 1967, the period before the commencement of which a notice must be caused to be affixed to a vehicle by an authority who propose to remove it, before they remove it, being a vehicle which in the opinion of the authority is in such a condition that it ought to be destroyed, shall be seven days.

PART III

DISPOSAL OF ABANDONED VEHICLES

Interpretation of Part III

11. In this Part of these Regulations, unless the contrary intention appears, the following expressions have the meanings hereby assigned to them respectively, that is to say—

"description of the place of abandonment", in relation to a vehicle, means a description of the place at which that vehicle appears or appeared to be abandoned which will be sufficient to enable that place to be identified after the vehicle has been removed therefrom;

"H.P. Information Ltd." means Hire Purchase Information Limited, being a company incorporated under the Companies Act 1948**(a)**;

"owner", in relation to a vehicle which is the subject of a hiring agreement or hire purchase agreement, includes the person entitled to possession of the vehicle under the agreement;

"G.B. registration mark" means a registration mark issued in relation to a vehicle under the Vehicles (Excise) Act 1962**(b)**;

"specified information", in relation to a vehicle, means such of the following information as can be or could have been ascertained from an inspection of the vehicle, or has been ascertained from any other source, that is to say—

(a) 11 & 12 Geo. 6. c. 38. **(b)** 10 & 11 Eliz. 2. c. 13.

(*a*) in the case of a vehicle which carried a G.B. registration mark, or a mark indicating registration in a country outside Great Britain, particulars of such mark; and

(*b*) the make of the vehicle.

Steps to be taken to find the owners of certain vehicles

12.—(1) For the purposes of section 21(1)(*c*) of the Civic Amenities Act 1967 and section 53(1)(*c*) of the Road Traffic Regulation Act 1967, the steps to be taken by an authority to find a person appearing to them to be the owner of the vehicle in a case to which either of those paragraphs applies shall be such of the following steps as are applicable to the vehicle:—

(*a*) if the vehicle carried a G.B. registration mark—

(i) the authority shall, if they are the council with which the vehicle is registered under the Vehicles (Excise) Act 1962, ascertain from their records the name and address of the person by whom the vehicle is kept and used, and in any other case shall apply to the council with whom they have reason to believe the vehicle was last registered, giving the specified information and enquiring the name and address of the person by whom the vehicle is kept and used;

(ii) the authority shall, where they have found the name and address of a person who may be the owner of the vehicle from the records of the council with which the vehicle is registered under the Vehicles (Excise) Act 1962, send a notice to that person in the manner prescribed by the next following Regulation of these Regulations, giving the specified information, stating whether the vehicle has been removed from the place at which it appeared to have been abandoned, and if so to what place, stating that if he is the owner of the vehicle they require him to remove the vehicle from their custody on or before a specified date, being the date when the relevant period prescribed by Regulation 13 of these Regulations will expire, and stating that unless it is removed by him on or before that date they intend to dispose of it; and

(iii) the authority shall give the specified information and a description of the place of abandonment to the chief officer of the police force in whose area is the place at which the vehicle appeared to have been abandoned (unless the authority is that officer) and the specified information to H.P. Information Ltd., and shall enquire of each person to whom the information is given whether that person can make any enquiries to find the owner of the vehicle;

(*b*) if the vehicle does not carry a G.B. registration mark but carries a mark indicating registration in Northern Ireland the authority shall give the specified information and a description of the place of abandonment to the chief officer of the police force in whose area is the place at which the vehicle appeared to have been abandoned (unless the authority is that officer) and to the Minister of Transport and the specified information to H.P. Information Ltd., and shall enquire of each person to whom the information is given whether that person can make any enquiries to find the owner of the vehicle;

(*c*) if the vehicle does not carry a G.B. registration mark but carries a mark indicating registration in the Republic of Ireland, the authority shall give the specified information and a description of the place of abandonment to the Minister of Transport, and to the chief officer

of the police force in whose area is the place at which the vehicle appeared to have been abandoned (unless the authority is that officer), and shall enquire of each person to whom the information is given whether that person can make any enquiries to find the owner of the vehicle;

(*d*) if the vehicle does not carry a G.B. registration mark but carries a mark indicating registration in the Channel Islands, the Isle of Man, or any country not mentioned in the foregoing sub-paragraphs of this paragraph, the authority shall give the specified information and a description of the place of abandonment to the chief officer of the police force in whose area is the place at which the vehicle appeared to have been abandoned (unless the authority is that officer) and to the Greater London Council (unless the authority is that Council), and the specified information to H.P. Information Ltd., and shall enquire of each person to whom the information is given whether that person can make any enquiries to find the owner of the vehicle;

(*e*) if the vehicle does not carry a G.B. registration mark or any other registration mark, then—

(i) if the authority is the chief officer of the police force in whose area is the place at which the vehicle appeared to have been abandoned, that officer shall apply to the local authority in whose area is that place, giving the specified information and enquiring whether that authority has any information as to who is the owner of the vehicle; or

(ii) if the authority is the local authority in whose area is the place at which the vehicle appeared to have been abandoned, the authority shall apply to the chief officer of the police force in whose area is that place, giving the specified information and enquiring whether that officer has any information as to who is the owner of the vehicle.

For the purposes of this sub-paragraph "local authority" means, in relation to England and Wales, the Council of a county borough or county district or the Greater London Council, and, in relation to Scotland, the county council or town council of a burgh.

(2) Nothing in the foregoing provisions of this Regulation shall require an authority to take any such step as is therein mentioned if they have found a person who appears to them to be the owner of that vehicle and they have sent him a notice in the manner prescribed by the next following Regulation of these Regulations containing the specified information, stating that if he is the owner of that vehicle they require him to remove the vehicle from their custody on or before a specified date, being the date when the relevant period prescribed by Regulation 14 of these Regulations will expire, and stating that unless it is removed by him on or before that date they intend to dispose of it.

Manner of serving notice on owner requiring removal of vehicle

13. For the purposes of section 21(1)(*c*)(ii) of the Civic Amenities Act 1967 and section 53(1)(*c*)(ii) of the Road Traffic Regulation Act 1967, a notice requiring a person who appears to an authority to be the owner of a vehicle to remove the vehicle from their custody shall be served—

(*a*) by delivering it to the person who appears to be the owner;

(*b*) by leaving it at his usual or last known place of abode;

(*c*) by sending it in a prepaid registered letter, or by the recorded delivery service, addressed to him at his usual or last known place of abode; or

(*d*) if the person who appears to be the owner is an incorporated company or body, by delivering it to the secretary or clerk of the company or body at their registered or principal office, or sending it in a prepaid registered letter, or by the recorded delivery service, addressed to the secretary or clerk of the company or body at that office.

Period during which owner may remove vehicle before it can be disposed of

14. For the purposes of section 21(1)(*c*)(ii) of the Civic Amenities Act 1967 and section 53(1)(*c*)(ii) of the Road Traffic Regulation Act 1967, the period during which a person on whom the notice referred to in paragraph (1)(*a*)(ii) or (2) of Regulation 12 of these Regulations has been served shall be required to remove the vehicle of which he appears to the authority serving the notice to be the owner from their custody shall be, in the case of a first or only notice served by the authority in respect of any vehicle, 21 days from the day when the notice is served on him, and in the case of any subsequent notice served by the authority in respect of that vehicle, 14 days from the day when the notice is served on him.

Information to be given relating to the disposal of a vehicle

15.—(1) For the purposes of section 21(3) of the Civic Amenities Act 1967 and section 53(2) of the Road Traffic Regulation Act 1967, after a vehicle has been disposed of the authority by whom it was disposed of shall give information relating to the disposal of the vehicle—

(*a*) if the vehicle carried a G.B. registration mark, to the authority with which the vehicle was registered under the Vehicles (Excise) Act 1962 (unless they are that authority), the chief officer of the police force in whose area is the place at which the vehicle appeared to have been abandoned (unless that officer is that authority), and H.P. Information Ltd.;

(*b*) if the vehicle did not carry a G.B. registration mark but carried a mark indicating registration in Northern Ireland, to the chief officer of the police force in whose area is the place at which the vehicle appeared to have been abandoned (unless the authority is that officer), to the Minister of Transport, to the Government of Northern Ireland, Belfast, Northern Ireland, and to H.P. Information Ltd.;

(*c*) if the vehicle did not carry a G.B. registration mark but carried a mark indicating registration in the Republic of Ireland, to the Minister of Transport, to the Commissioners of Customs and Excise, to the chief officer of the police force in whose area is the place at which the vehicle appeared to have been abandoned (unless the authority is that officer), and to H.P. Information Ltd.;

(*d*) if the vehicle did not carry a G.B. registration mark but carried a mark indicating registration in the Channel Islands, the Isle of Man or any country not mentioned in the foregoing sub-paragraphs of this paragraph, to the Commissioners of Customs and Excise, to the chief officer of the police force in whose area is the place at which the vehicle appeared to have been abandoned (unless the authority is that officer) and to the Greater London Council (unless the authority is that Council);

(*e*) if the vehicle did not carry a G.B. registration mark or any other registration mark, to the chief officer of the police force in whose area is the place at which the vehicle appeared to have been abandoned (unless the authority is that officer) and to the local authority in whose area is that place (unless the authority is that local authority).

For the purposes of this sub-paragraph "local authority" means, in relation to England and Wales, the council of a county borough or county district or the Greater London Council, and, in relation to Scotland, the county council or town council of a burgh; and

(*f*) in the case of any vehicle, to any person who appears to the authority to have been the owner of the vehicle immediately before it was disposed of.

(2) In this Regulation information relating to the disposal of a vehicle means—

(*a*) any information which is sufficient to relate the information now being given to any information previously given to the same person in respect of the removal, storage or disposal of the vehicle;

(*b*) such of the specified information as has not been previously given to the same person in respect of the removal, storage or disposal of the vehicle; and

(*c*) information as to whether the vehicle was disposed of by destruction or by sale and if by sale the amount of the proceeds thereof.

Period during which owner may remove vehicle before it is disposed of

16. For the purposes of section 21(4) of the Civic Amenities Act 1967 and section 53(3) of the Road Traffic Regulation Act 1967, the period during which a person who has satisfied an authority that he is the owner of a vehicle which is in their custody shall be permitted to remove it from their custody shall be the period commencing on the day when the authority became satisfied that he was the owner and ending on the expiration of the seventh day after that day, or at the time when the vehicle is disposed of, whichever is the later.

PART IV

CHARGES FOR REMOVAL, STORAGE AND DISPOSAL OF VEHICLES

Charge for removing vehicles

17.—(1) For the purposes of section 21(4) and 22(1)(*a*) of the Civic Amenities Act 1967 and sections 52(1)(*a*) and 53(3) of the Road Traffic Regulation Act 1967, the charge in respect of the removal of a vehicle shall be—

(*a*) in the case of a vehicle removed from a place on a motorway, £5 plus 5s. for each mile or part of a mile travelled by the removal vehicle from the place from which the vehicle being removed is removed to the place to which it is removed; and

(*b*) in the case of a vehicle removed from a place which is not on a motorway—

(i) if the vehicle is removed from a place in the City of London, the Metropolitan Police District (not being in the case of a vehicle which is removed by a local authority, a place which is in the area of the council of a county borough or county district whose area lies partly within and partly outside the Metropolitan Police District) or the City of Birmingham, £4 10s. 0d.; and

(ii) in any other case, £4.

(2) In this Regulation "motorway" means any length of special road as defined in section 104(1) of the Road Traffic Regulation Act 1967 which is open for normal use only by traffic of Classes I and II of the classes of traffic set out

for England and Wales in Schedule 4 to the Highways Act 1959(a), as amended(b), and for Scotland in Schedule 2 to the Special Roads Act 1949(c), as amended(d).

Charge for storing vehicles

18.—(1) For the purposes of sections 21(4) and 22(1)(*b*) of the Civic Amenities Act 1967 and sections 52(1)(*b*) and 53(3) of the Road Traffic Regulation Act 1967, the charge in respect of any period during which a vehicle is in the custody of an authority shall be 10s. for each period of 24 hours or part thereof.

(2) Each period of 24 hours or part thereof shall be reckoned from noon on the day following the day on which the vehicle was removed:

Provided that, where a vehicle is in the custody of the authority in a place which is closed on the day following the day on which the vehicle was removed as aforesaid up to noon, then for the purpose of calculating the said scale it shall be reckoned from noon on the first day on which the said place is open at any time before noon for the claiming of any vehicle held in custody at that place which may be lawfully claimed.

Charge for disposing of vehicles

19. For the purposes of section 21(4) and 22(1)(*c*) of the Civic Amenities Act 1967 and sections 52(1)(*c*) and 53(3) of the Road Traffic Regulation Act 1967, the charge in respect of the disposal of a vehicle shall be £2.

Dated 12th January 1968.

William Ross,
One of Her Majesty's Principal Secretaries of State.

Dated 12th January 1968.

Cledwyn Hughes,
One of Her Majesty's Principal Secretaries of State.

Given under the Official Seal of the Minister of Transport the 12th January 1968.

T. Padmore,
Secretary to
the Ministry of Transport.

(a) 7 & 8 Eliz. 2. c. 25.
(b) S.I. 1961/1210 (1961 II, p. 2408).
(c) 12, 13 & 14 Geo. 6. c. 32.
(d) S.I. 1964/1084 (1964 II, p. 2398).

SCHEDULE 1

CERTAIN ENACTMENTS BY OR UNDER WHICH ARE IMPOSED PROHIBITIONS OR RESTRICTIONS ON THE WAITING OF VEHICLES ON ROADS

Regulation 3

Section 385(2) of the Burgh Police (Scotland) Act 1892**(a)** (which permits a town council in Scotland to regulate traffic in a burgh).

Section 52 of the Metropolitan Police Act 1839**(b)** and section 22 of the local Act of the second and third year of the reign of Queen Victoria, chapter 94 (relating to the prevention of obstruction in streets in London).

Section 21 of the Town Police Clauses Act 1847**(c)** (relating to the prevention of obstruction in streets in England and Wales elsewhere than in London).

Section 2 of the Parks Regulation (Amendment) Act 1926**(d)** (authorising the making of Regulations as to Royal Parks).

Section 14 of the Road Traffic Act 1960**(e)** (which makes it an offence to fail to conform to the indications given by certain traffic signs).

Section 1 of the Road Traffic Regulation Act 1967 (which authorises the making of orders regulating traffic on roads outside Greater London), and, as respects Scotland, paragraph 6 of Schedule 8 to the Road Traffic Regulation Act 1967 (which provides that any byelaw made under section 104 of the Roads and Bridges (Scotland) Act 1878**(f)**, or paragraphs (1) and (3) of section 385 of the Burgh Police (Scotland) Act 1892, which is in force at the commencement of the Road Traffic Regulation Act 1967, shall continue in force and have effect as if it were an order made under section 1 of the Road Traffic Regulation Act 1967).

Section 6 of the Road Traffic Regulation Act 1967 (authorising the making of orders regulating traffic on roads in Greater London).

Section 9 of the Road Traffic Regulation Act 1967 (authorising the making of experimental traffic orders).

Section 11 of the Road Traffic Regulation Act 1967 (relating to experimental traffic schemes in Greater London).

Section 12 of the Road Traffic Regulation Act 1967 (which provides for traffic regulation in consequence of the execution of works).

Section 13 of the Road Traffic Regulation Act 1967 (authorising the making of regulations with respect to the use of special roads).

Section 23 of the Road Traffic Regulation Act 1967 (authorising the making of Regulations for crossings for foot passengers).

Sections 35 to 37 and section 42 of the Road Traffic Regulation Act 1967 (relating to parking places for vehicles).

Section 46 of the Road Traffic Regulation Act 1967 (relating to the provision of parking places in England and Wales for bicycles and motor cycles).

Sections 57 and 58 of the Road Traffic Regulation Act 1967 (which empower the police to place traffic signs relating to local traffic regulations and temporary signs for dealing with traffic congestion and danger).

Any enactment contained in any local Act for the time being in force, and any byelaw having effect under any enactment for the time being in force, being an enactment or byelaw imposing or authorising the imposition of a prohibition or restriction similar to any prohibition or restriction which is or can be imposed by or under any of the above-mentioned enactments.

(a) 55 & 56 Vict. c. 55.
(b) 2 & 3 Vict. c. 47.
(c) 10 & 11 Vict. c. 89.
(d) 16 & 17 Geo. 5. c. 36.
(e) 8 & 9 Eliz. 2. c. 16.
(f) 41 & 42 Vict. c. 51.

SCHEDULE 2

Regulation 8

FORM OF NOTICE TO OCCUPIER OF LAND BEFORE REMOVING ABANDONED VEHICLES

To:

of

The.....

(name of authority)

In pursuance of section 20(2) of the Civic Amenities Act 1967/section 20(2) of the Road Traffic Regulation Act 1967 as altered by the Removal and Disposal of Vehicles (Alteration of Enactments) Order 1967 (S.I. 1967/1900) (delete as appropriate) the above-named authority hereby give you notice that they propose, in pursuance of section 20(1) of the Civic Amenities Act 1967/the Removal and Disposal of Vehicles Regulations 1968 (S.I. 1968/43) (delete as appropriate) to remove the vehicle(s) described in column 2 of the Schedule hereto from the land described in column 1 of the Schedule hereto, being land of which you appear to the authority to be the occupier, unless, within 15 days from the day when this notice is served on you, you object in the prescribed manner.

SCHEDULE

COL. 1 Description of land where vehicle(s) is/are situated:	COL. 2 Description of vehicle(s) which appear(s) to have been abandoned on that land:

(Signed)

(Date)

NOTES

1. If this Notice is served under section 20 of the Civic Amenities Act 1967, that section applies to "motor vehicles". A "motor vehicle" is defined in section 27(1) of that Act as meaning a mechanically propelled vehicle intended or adapted for use on roads, whether or not it is in a fit state for such use, and as including any trailer intended or adapted for use as an attachment to such a vehicle, any chassis or body, with or without wheels, appearing to have formed part of such a vehicle or trailer and anything attached to such a vehicle or trailer.

2. If this Notice is served under section 20(2) of the Road Traffic Regulation Act 1967 as altered by the Removal and Disposal of Vehicles (Alteration of Enactments) Order 1967 (S.I. 1967/1900), that section applies to "vehicles". A "vehicle" is defined in section 20(8) of that Act, as altered, as meaning any vehicle, whether or not it is in a fit state for use on roads, and as including any chassis or body, with or without wheels, appearing to have formed part of such a vehicle, and any load carried by and anything attached to such a vehicle.

3. Under section 20(2) of the Civic Amenities Act 1967 and section 20(2) of the Road Traffic Regulation Act 1967 an authority are not entitled to remove an abandoned vehicle from occupied land if the occupier objects to the proposal in the prescribed manner and within the prescribed period. The manner and period are prescribed by Regulation 9 of the Removal and Disposal of Vehicles Regulations 1968, S.I. 1968/43. That Regulation requires an objection to be in writing and to be sent by post or addressed to the authority or left at their office; it prescribes 15 days from the day when the authority's notice is served as the period during which the occupier can object.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations make provision for the removal and disposal of vehicles under sections 20, 21 and 22 of the Civic Amenities Act 1967, and under sections 20, 52 and 53 of the Road Traffic Regulation Act 1967 as altered by the Removal and Disposal of Vehicles (Alteration of Enactments) Order 1967.

Regulation 3 empowers a constable to require the removal of a vehicle which has broken down or been parked in a road obstructively or dangerously, or contrary to any statutory prohibition contained in or having effect under any enactment specified in Schedule 1; non-compliance with the requirement would be an offence under section 87 of the Road Traffic Regulation Act 1967; a constable had a similar power under the Removal of Vehicles (England and Wales) Regulations 1961 and the Removal of Vehicles (Scotland) Regulations 1961.

Regulation 4 empowers a constable to remove a vehicle which he could require to be removed, or which has been abandoned on a road or on land in the open air; a constable had a similar power under the 1961 Regulations, except that under these Regulations his power to remove a vehicle causing obstruction is not limited to cases where the obstruction is serious and he can now remove an abandoned vehicle from land in the open air as well as from a road.

Regulation 5 empowers a local authority to remove a vehicle from a road or land in the open air in a case in which they have no duty to remove it under sections 20, 21 and 22 of the Civic Amenities Act 1967.

Regulation 8 and Schedule 2 prescribe the manner of giving notice to an occupier of land before a vehicle is removed therefrom, and Regulation 9 prescribes the manner and period during which the occupier may object.

Regulation 10 prescribes 7 days as the period before which a notice must be affixed in certain cases to a vehicle which is fit only for destruction before an authority may remove it.

Regulations 12 to 14 prescribe the procedure for finding the owner of an abandoned vehicle (other than a vehicle which is fit only for destruction) before it is disposed of.

Regulation 15 prescribes the information which must be given about the disposal of a vehicle and to whom it must be given.

Regulations 17 to 19 prescribe the new charges for the removal, storage and disposal of a vehicle; the charge for removing a vehicle from a motorway is £5 plus 5s. per mile; for removing a vehicle from a place in the City of London, the Metropolitan Police District (except in the case of some local authority removals from those areas which lie across the Metropolitan Police District Boundary), or the City of Birmingham £4 10s. 0d., and in any other case £4; the charge for storing a vehicle is 10s. per day; the charge for disposing of a vehicle is £2.

Printed in England by St. Clements Fosh & Cross Ltd., London
and published by
Her Majesty's Stationery Office: 1968

(28/4608) (A.72) K80 1/68 SCF&C Ltd.

ISBN 0 11 100208 7