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DRAFT STATUTORY INSTRUMENTS

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**2022 No. 0000**

**ROAD TRAFFIC, ENGLAND**

The Civil Enforcement of Road Traffic Contraventions  
(Representations and Appeals) (England) Regulations 2022

Made - - - - 2022  
Coming into force in accordance with  
regulation 1(2)

THE CIVIL ENFORCEMENT OF ROAD TRAFFIC  
CONTRAVENTIONS (REPRESENTATIONS AND  
APPEALS) (ENGLAND) REGULATIONS 2022

PART 1

Preliminary

1. Citation, commencement, extent and application
2. Interpretation of Parts 1 to 5

PART 2

Information, representations and appeals in relation  
to penalty charge notices or enforcement notices

CHAPTER 1

Information to be included in regulation 9 penalty charge notices and enforcement notices

3. Information about right to make representations or appeal to be included in regulation 9 penalty charge notices and enforcement notices

CHAPTER 2

Enforcement notices: representations and appeals

4. Application of Chapter 2
5. Representations against the enforcement notice
6. Duties of an enforcement authority to which representations are made under regulation 5

**Draft Legislation:** This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, The Civil Enforcement of Road Traffic Contraventions (Representations and Appeals) (England) Regulations 2022 ISBN 978-0-348-23275-2

7. Appeal to an adjudicator against a decision to reject a recipient's representations

### PART 3

Representations and appeals in relation to the immobilisation of vehicles

8. Representations against immobilisation
9. Duties of an enforcement authority to which representations are made under regulation 8
10. Appeal to an adjudicator against enforcement authority's decision to reject representations

### PART 4

Representations and appeals in relation to removed vehicles

11. Representations about a removed vehicle
12. Duties of an enforcement authority to which representations are made under regulation 11
13. Appeal to an adjudicator against enforcement authority's decision to reject representations

### PART 5

Miscellaneous provisions

14. Proceedings in connection with invalid notices
15. Procedure of adjudicators
16. Recovery of sums payable
17. The register
18. False representations

### PART 6

Consequential, savings and transitional provisions

## CHAPTER 1

Revocation of the Civil Enforcement of Parking Contraventions (England) Representations and Appeals Regulations 2007 and related provisions

19. Revocation of the Civil Enforcement of Parking Contraventions (England) Representations and Appeals Regulations 2007
20. Interpretation of Chapter
21. Saving and transitional provisions: representations and appeals in relation to penalty charges for parking contraventions occurring before the commencement date
22. Savings and transitional provisions: representations and appeals against immobilisation of vehicles before the commencement date
23. Savings and transitional provisions: representations and appeals in connection with removal of vehicles before the commencement date
24. Savings and transitional provisions: invalid notice cases

## CHAPTER 2

### Other consequential provisions

25. Consequential amendments  
Signature

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#### SCHEDULE 1 — Procedure in adjudication proceedings

##### PART 1 — Interpretation

1. Interpretation
- PART 2 — Initiating an appeal
2. (1) An appeal must be made by delivering a notice...
3. Action upon receipt of notice of appeal and copy of such notice
4. Further representations by the parties
5. Adjudicator's power to require attendance of witnesses and production of documents
6. Disposal of an appeal without a hearing
7. Notice of time and place of hearing
8. Public and private hearings and admission to a hearing
9. Appearances at a hearing
10. Procedure at a hearing
11. Decisions on appeals
12. Review of adjudicator's decision
13. Costs
14. Consolidation of proceedings
15. Miscellaneous powers of adjudicators
16. Clerical errors
- PART 3 — Service of documents
17. Service of documents on a party to an appeal
18. Delivery of documents to the proper officer
- PART 4 — Directions as to invalid notices
19. Directions as to invalid notices

#### SCHEDULE 2 — Consequential amendments

1. Amendment of article 8A of the High Court and County Courts Jurisdiction Order 1991
2. Amendment of Article 7 of the Traffic Management Act 2004 (Commencement No. 5 and Transitional Provisions) (England) Order 2007
3. Amendment of the Penalty Charges Enforcement (London) Regulations 2012
4. Amendment of the Household Waste (Fixed Penalty and Penalty Charge) Regulations 2015
5. Amendment of the West Midlands Combined Authority (Functions and Amendment) Order 2017
6. Amendment of the West Yorkshire Combined Authority (Election of Mayor and Functions) Order 2021

Explanatory Note