

Status: Point in time view as at 31/03/2024. This version of this cross heading contains provisions that are prospective.

Changes to legislation: Highways Act 1980, Paragraph 7 is up to date with all changes known to be in force on or before 12 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

PROSPECTIVE

[^{F1}SCHEDULE 22B

FIXED PENALTIES FOR CERTAIN OFFENCES UNDER PART 9

Textual Amendments

F1 Sch. 22B inserted (prosp.) by Traffic Management Act 2004 (c. 18), ss. 64(3), 99, Sch. 6 (with s. 38)

Power to withdraw notices

- 7 (1) If the highway authority consider that a fixed penalty notice which has been given ought not to have been given, they may give to the person on whom it was given a notice withdrawing the fixed penalty notice.
- (2) Where a notice under sub-paragraph (1) is given—
- (a) the authority shall repay any amount which has been paid by way of penalty in pursuance of the fixed penalty notice; and
 - (b) no proceedings may be commenced or continued against that person for the offence in question.
- (3) The highway authority shall consider any representations made by or on behalf of the recipient of a fixed penalty notice and decide in all the circumstances whether to withdraw the notice.]

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