



# Terrorism Act 2000

## 2000 CHAPTER 11

### PART V

#### COUNTER-TERRORIST POWERS

##### *Parking*

#### 48 Authorisations.

- (1) An authorisation under this section authorises any constable in uniform to prohibit or restrict the parking of vehicles on a road specified in the authorisation.
- (2) An authorisation may be given only if the person giving it considers it expedient for the prevention of acts of terrorism.
- (3) An authorisation may be given—
  - (a) where the road specified is [<sup>F1</sup>in England and Wales] and is wholly or partly within a police area other than one mentioned in paragraphs (b) or (c), by a police officer for the area who is of at least the rank of assistant chief constable;
  - (b) where the road specified is wholly or partly in the metropolitan police district, by a police officer for the district who is of at least the rank of commander of the metropolitan police;
  - (c) where the road specified is wholly or partly in the City of London, by a police officer for the City who is of at least the rank of commander in the City of London police force;
  - [<sup>F2</sup>(ca) where the road specified is in Scotland, by a constable of the Police Service of Scotland who is of at least the rank of assistant chief constable;]
  - (d) where the road specified is in Northern Ireland, by a member of the Royal Ulster Constabulary who is of at least the rank of assistant chief constable.
- (4) If an authorisation is given orally, the person giving it shall confirm it in writing as soon as is reasonably practicable.

*Status: Point in time view as at 17/01/2018.*

*Changes to legislation: Terrorism Act 2000, Cross Heading: Parking is up to date with all changes known to be in force on or before 10 July 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)*

#### Textual Amendments

- F1** Words in s. 48(3)(a) substituted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 32(2)(a)**
- F2** S. 48(3)(ca) inserted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 32(2)(b)**

#### 49 Exercise of power.

- (1) The power conferred by an authorisation under section 48 shall be exercised by placing a traffic sign on the road concerned.
- (2) A constable exercising the power conferred by an authorisation under section 48 may suspend a parking place.
- (3) Where a parking place is suspended under subsection (2), the suspension shall be treated as a restriction imposed by virtue of section 48—
  - (a) for the purposes of section 99 of the <sup>M1</sup>Road Traffic Regulation Act 1984 (removal of vehicles illegally parked, &c.) and of any regulations in force under that section, and
  - (b) for the purposes of Articles 47 and 48 of the <sup>M2</sup>Road Traffic Regulation (Northern Ireland) Order 1997 (in relation to Northern Ireland).

#### Marginal Citations

- M1** 1984 c. 27.
- M2** S.I. 1997/276 (N.I. 2).

#### 50 Duration of authorisation.

- (1) An authorisation under section 48 has effect, subject to subsections (2) and (3), during the period specified in the authorisation.
- (2) The period specified shall not exceed 28 days.
- (3) An authorisation may be renewed in writing by the person who gave it or by a person who could have given it; and subsections (1) and (2) shall apply as if a new authorisation were given on each occasion on which the authorisation is renewed.

#### 51 Offences.

- (1) A person commits an offence if he parks a vehicle in contravention of a prohibition or restriction imposed by virtue of section 48.
- (2) A person commits an offence if—
  - (a) he is the driver or other person in charge of a vehicle which has been permitted to remain at rest in contravention of any prohibition or restriction imposed by virtue of section 48, and
  - (b) he fails to move the vehicle when ordered to do so by a constable in uniform.

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- (3) It is a defence for a person charged with an offence under this section to prove that he had a reasonable excuse for the act or omission in question.
- (4) Possession of a current disabled person's badge shall not itself constitute a reasonable excuse for the purposes of subsection (3).
- (5) A person guilty of an offence under subsection (1) shall be liable on summary conviction to a fine not exceeding level 4 on the standard scale.
- (6) A person guilty of an offence under subsection (2) shall be liable on summary conviction to—
  - (a) imprisonment for a term not exceeding three months,
  - (b) a fine not exceeding level 4 on the standard scale, or
  - (c) both.

## 52 Interpretation.

In sections 48 to 51—

“disabled person's badge” means a badge issued, or having effect as if issued, under any regulations for the time being in force under section 21 of the <sup>M3</sup>Chronically Sick and Disabled Persons Act 1970 (in relation to England and Wales and Scotland) or section 14 of the <sup>M4</sup>Chronically Sick and Disabled Persons (Northern Ireland) Act 1978 (in relation to Northern Ireland);

“driver” means, in relation to a vehicle which has been left on any road, the person who was driving it when it was left there;

“parking” means leaving a vehicle or permitting it to remain at rest;

“traffic sign” has the meaning given in section 142(1) of the <sup>M5</sup>Road Traffic Regulation Act 1984 (in relation to England and Wales and Scotland) and in Article 28 of the <sup>M6</sup>Road Traffic Regulation (Northern Ireland) Order 1997 (in relation to Northern Ireland);

“vehicle” has the same meaning as in section 99(5) of the <sup>M7</sup>Road Traffic Regulation Act 1984 (in relation to England and Wales and Scotland) and Article 47(4) of the <sup>M8</sup>Road Traffic Regulation (Northern Ireland) Order 1997 (in relation to Northern Ireland).

### Marginal Citations

- M3** 1970 c. 44.  
**M4** 1978 c. 53 (N.I.).  
**M5** 1984 c. 27.  
**M6** S.I. 1997/276 (N.I. 2).  
**M7** 1984 c. 27.  
**M8** S.I. 1997/276 (N.I. 2).

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