

STATUTORY INSTRUMENTS

2005 No. 1964

The Traffic Management (Northern Ireland) Order 2005

Penalty charges

Service of notice to owner if penalty charge not paid

6.—(1) Where—

- (a) a penalty charge notice with respect to a vehicle has been issued under Article 5; and
- (b) the penalty charge has not been paid within 28 days,

the [^{F1}enforcement authority] may serve a notice (“a notice to owner”) on the person who appears to the [^{F1}enforcement authority] to have been the owner of the vehicle when the alleged contravention occurred.

(2) In paragraph (1)(b) “within 28 days” means before the end of the period of 28 days from the date—

- (a) of the penalty charge notice if it was issued by a traffic attendant; or
- (b) of the supplementary notice under Article 5(5) if the penalty charge notice was issued by the [^{F1}enforcement authority] .

(3) A notice to owner must state—

- (a) the grounds on which the traffic attendant believed that a penalty charge was payable with respect to the vehicle;
- (b) the amount of the penalty charge which is payable;
- (c) that the penalty charge must be paid within 28 days;
- (d) that failure to pay the penalty charge may lead to the penalty charge being increased;
- (e) the amount of that increased charge;
- (f) that there is a right to make representations under Article 9 and a right of appeal under Article 13;
- (g) how payment of the penalty charge may be made; and
- (h) such additional matters as the [^{F1}enforcement authority] may determine.

(4) In paragraph (3)(c) “within 28 days” means before the end of the period of 28 days from the date of the notice to owner.

F1 Words in arts. 5-28 (except arts. 8(3)(4), 18(6), 21(8), 24(1)) substituted (1.4.2015) by [Off-street Parking \(Functions of District Councils\) Act \(Northern Ireland\) 2015 \(c. 3\), art. 1\(8\), Sch. para. 8](#)

Modifications etc. (not altering text)

C1 Arts. 3-28: transfer of functions (1.4.2015) by [Off-street Parking \(Functions of District Councils\) Act \(Northern Ireland\) 2015 \(c. 3\), arts. 1\(3\)\(8\)](#) (with art. 1(5))

Changes to legislation:

There are currently no known outstanding effects for the The Traffic Management (Northern Ireland) Order 2005, Section 6.