



# Road Traffic Act 1991

## 1991 CHAPTER 40

### PART II

#### TRAFFIC IN LONDON

##### *Parking in London*

#### **72 Appeals to parking adjudicator in relation to decisions under section 71.**

- (1) Where an authority serve notice under subsection (6)(b) of section 71 of this Act that they do not accept that a ground on which representations were made under that section has been established, the person making those representations may, before—
  - (a) the end of the period of 28 days beginning with the date of service of that notice; or
  - (b) such longer period as a parking adjudicator may allow, appeal to a parking adjudicator against the authority's decision.
- (2) On an appeal under this section, the parking adjudicator shall consider the representations in question and any additional representations which are made by the appellant on any of the grounds mentioned in section 71(4) of this Act and, if he concludes—
  - (a) that any of the representations are justified; and
  - (b) that the relevant authority would have been under the duty imposed by section 71(7) of this Act to refund any sum if they had served notice that they accepted that the ground in question had been established,he shall direct that authority to make the necessary refund.
- (3) It shall be the duty of any authority to whom such a direction is given to comply with it forthwith.

*Status: Point in time view as at 20/10/2003. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Road Traffic Act 1991, Section 72. (See end of Document for details)*

### Modifications etc. (not altering text)

- C1** S. 72 applied (with modifications): (20.5.1996) by S.I. 1996/1171, art. 4, **Sch. 1**; (3.2.1997) by S.I. 1996/2650, art. 4, **Sch. 2**
- S. 72 applied (with modifications): (3.3.1997) by S.I. 1997/56, art. 5, **Sch. 3**; (29.9.1997) by S.I. 1997/2078, art. 5, **Sch. 3**; (27.10.1997) by S.I. 1997/2304, art. 5, **Sch. 1**
- S. 72 applied (with modifications) (5.10.1998) by S.I. 1998/1539, art. 4, **Sch. 2 paras. 2-5**(as amended (1.4.2020) by The First-tier Tribunal for Scotland (Transfer of Functions of Parking Adjudicators) Regulations 2020 (S.S.I. 2020/95), reg. 1, sch. 2 para. 21(3) (with sch. 1))
- S. 72 applied (with modifications) (19.1.1999) by S.I. 1998/3207, art. 4, **Sch. 1**
- S. 72 applied (with modifications): (5.4.1999) by S.I. 1999/131, art. 5, **Sch. 2**; (5.4.1999) by S.I. 1999/768, art. 5, **Sch. 1**; (10.5.1999) by S.I. 1999/1112, art. 5, **Sch. 1**; (4.10.1999) by S.S.I. 1999/59, art. 4, **Sch. 2** (as amended (1.4.2020) by The First-tier Tribunal for Scotland (Transfer of Functions of Parking Adjudicators) Regulations 2020 (S.S.I. 2020/95), reg. 1, sch. 2 para. 20(3) (with sch. 1)); (3.1.2000) by S.I. 1999/3313, art. 5, **Sch. 1**; (4.1.2000) by S.I. 1999/3314, art. 5, **Sch. 1**; (10.1.2000) by S.I. 1999/3401, art. 5, **Sch. 1**; (10.1.2000) by S.I. 1999/3402, art. 5, **Sch. 1**; (10.1.2000) by S.I. 1999/3403, art. 5, **Sch. 1**; (10.1.2000) by S.I. 1999/3404, art. 5, **Sch. 1**; (10.1.2000) by S.I. 1999/3405, art. 5, **Sch. 1**
- S. 72 applied (with modifications): (1.2.2000) by S.I. 2000/8, art. 5, **Sch. 2**; (1.4.2000) by S.I. 2000/699, art. 5, **Sch. 1**; (3.4.2000) by S.I. 2000/722, art. 5, **Sch. 1**; (10.4.2000) by S.I. 2000/791, art. 5, **Sch. 1**; (1.9.2000) by S.I. 2000/2120, art. 5, **Sch. 1**; (4.9.2000) by S.I. 2000/2169, art. 5, **Sch. 1**; (2.10.2000) by S.I. 2000/2430, art. 5, **Sch. 1**; (8.10.2000) by S.I. 2000/2534, art. 5, **Sch. 1**; (30.10.2000) by S.I. 2000/1719, art. 5, Sch. 1; (13.11.2000) by S.I. 2000/2871, art. 5, **Sch. 3**; (15.1.2001) by S.I. 2000/3317, art. 5, **Sch. 1**
- S. 72 applied (with modifications): (23.1.2001) by S.I. 2001/1, art. 5, **Sch. 1**; (19.2.2001) by S.I. 2001/180, art. 5, **Sch. 1**; (1.4.2001) by S.I. 2001/787, art. 5, **Sch. 1**; (1.4.2001) by S.I. 2001/849, art. 5, **Sch. 1**; (2.4.2001) by S.I. 2001/894, art. 5, **Sch. 1**; (1.9.2001) by S.I. 2001/1427, art. 5, **Sch. 1**; (1.7.2001) by S.I. 2001/1789, art. 5, **Sch. 1**; (2.7.2001) by S.I. 2001/1855, art. 5, **Sch. 1**; (2.7.2001) by S.I. 2001/1856, art. 5, **Sch. 1**; (16.7.2001) by S.I. 2001/2272, art. 5, **Sch. 1**; (3.9.2001) by S.I. 2001/2818, art. 5, **Sch. 1**; (3.9.2001) by S.I. 2001/2819, art. 5, **Sch. 1**; (3.9.2001) by S.I. 2001/2883, art. 5, **Sch. 1**; (1.10.2001) by S.I. 2001/3058, art. 5, **Sch. 1**; (1.10.2001) by S.I. 2001/3059, art. 5, **Sch. 1**; (5.11.2001) by S.I. 2001/3397, art. 5, **Sch. 1**; (26.11.2001) by S.I. 2001/3565, art. 5, **Sch. 1**
- S. 72 applied (with modifications): (4.2.2002) by S.I. 2002/37, art. 5, Sch. 1; (25.2.2002) by S.I. 2002/126, art. 5, Sch. 1; (4.3.2002) by S.I. 2002/276, art. 5, Sch. 1; (25.3.2002) by S.I. 2002/421, art. 5, Sch. 1; (2.4.2002) by S.I. 2002/422, art. 5, Sch. 1; (5.6.2002) by S.I. 2002/1351, art. 5, Sch. 1; (5.6.2002) by S.I. 2002/1352, art. 5, Sch. 1; (1.7.2002) by S.I. 2002/1353, art. 5, Sch. 1; (1.7.2002) by S.I. 2002/1484, art. 5, Sch. 1; (1.7.2002) by S.I. 2002/1485, art. 5, Sch. 1; (1.7.2002) by S.I. 2002/1486, art. 5, Sch. 1; (1.7.2002) by S.I. 2002/1504, art. 5, Sch. 1; (15.7.2002) by S.I. 2002/1621, art. 5, Sch. 1; (S.) (1.10.2002) by S.S.I. 2002/398, art. 4, Sch. 2 (as amended (1.4.2020) by The First-tier Tribunal for Scotland (Transfer of Functions of Parking Adjudicators) Regulations 2020 (S.S.I. 2020/95), reg. 1, sch. 2 para. 19(3) (with sch. 1)); (1.10.2002) by S.I. 2002/2012, art. 5, Sch. 1; (1.10.2002) by S.I. 2002/2183, art. 5, Sch. 1; (1.10.2002) by S.I. 2002/2184, art. 5, Sch. 1; (1.10.2002) by S.I. 2002/2185, art. 5, Sch. 1; (1.10.2002) by S.I. 2002/2186, art. 5, Sch. 1; (1.10.2002) by S.I. 2002/2187, art. 5, Sch. 1; (14.10.2002) by S.I. 2002/2188, art. 5, Sch. 1; (25.11.2002) by S.I. 2002/2705, art. 5, Sch. 1; (20.1.2003) by S.I. 2002/2520, art. 5, Sch. 1; (3.2.2003) by S.I. 2002/3265, art. 6, Sch. 1; (3.2.2003) by S.I. 2002/3266, art. 5, Sch. 1
- C2** Ss. 69-74 applied (with modifications) (17.2.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (District of Bath and North East Somerset) Order 2003 (S.I. 2003/95), arts. 1, 5, **Sch. 1** (with art. 3)
- C3** Ss. 69-74 applied (with modifications) (3.3.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (County of Dorset) (Borough of Christchurch) Order 2003 (S.I. 2003/251), arts. 1, 5, **Sch. 1**

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- C4** Ss. 69-74 applied (with modifications) (S.) (3.3.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (Aberdeen City Council) Designation Order 2003 (S.S.I. 2003/70), arts. 1, 4, **sch. 2** (as amended (1.4.2020) by The First-tier Tribunal for Scotland (Transfer of Functions of Parking Adjudicators) Regulations 2020 (S.S.I. 2020/95), reg. 1, sch. 2 para. 18(3) (with sch. 1))
- C5** Ss. 69-74 applied (with modifications) (1.4.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (County of Essex) (District of Basildon) Order 2003 (S.I. 2003/635), arts. 1, 5, **Sch. 1** (with art. 3)
- C6** Ss. 69-74 applied (with modifications) (1.4.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (County of Essex) (District of Maldon) Order 2003 (S.I. 2003/634), arts. 1, 5, **Sch. 1** (with art. 3)
- C7** Ss. 69-74 applied (with modifications) (21.4.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Slough) Order 2003 (S.I. 2003/898), arts. 1, 5, **Sch. 1**
- C8** Ss. 69-74 applied (with modifications) (2.6.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Redcar and Cleveland) Order 2003 (S.I. 2003/1261), arts. 1, 5, **Sch. 1**
- C9** Ss. 69-74 applied (with modifications) (30.6.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (County of Buckinghamshire)(District of Aylesbury Vale) Order 2003 (S.I. 2003/1262), arts. 1, 5, **Sch. 1**
- C10** Ss. 69-74 applied (with modifications) (1.9.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area)(Borough of Swindon) Order 2003 (S.I. 2003/1924), arts. 1, 5, **Sch. 1**
- C11** Ss. 69-74 applied (with modifications) (1.9.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (Borough of Middlesbrough) Order 2003 (S.I. 2003/1984), arts. 1, 5, **Sch. 1**
- C12** Ss. 69-74 applied (with modifications) (22.9.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (City of Peterborough) Order 2003 (S.I. 2003/2153), arts. 1, 5, **Sch. 1** (with art. 3)
- C13** Ss. 69-74 applied (with modifications) (29.9.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (County of Cumbria) (Borough of Copeland) Order 2003 (S.I. 2003/2152), arts. 1, 5, **Sch. 1** (with art. 3)
- C14** Ss. 69-74 applied (with modifications) (6.10.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (County of Hertfordshire) (Borough of Dacorum) Order 2003 (S.I. 2003/2326), arts. 1, 5, **Sch. 1** (with art. 3)
- C15** Ss. 69-74 applied (with modifications) (13.10.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (County of Cumbria) (Borough of Allerdale) Order 2003 (S.I. 2003/2334), arts. 1, 5, **Sch. 1** (with art. 3)
- C16** Ss. 69-74 applied (with modifications) (20.10.2003) by The Road Traffic (Permitted Parking Area and Special Parking Area) (County of Hampshire) (Borough of Test Valley) Order 2003 (S.I. 2003/2336), arts. 1, 5, **Sch. 1** (with art. 3)

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