



Criminal Justice and Police Act 2001

2001 CHAPTER 16

PART 1 **U.K.**

PROVISIONS FOR COMBATTING CRIME AND DISORDER

CHAPTER 1 **E+W**

ON THE SPOT PENALTIES FOR DISORDERLY BEHAVIOUR

Procedure

10 Enforcement of fines **E+W**

- (1) In this section—
 - “fine” means a sum which is enforceable as a fine as a result of section 9;
 - and
 - “proceedings” means proceedings for enforcing a fine.
- (2) Subsection (3) applies if, in any proceedings, the defaulter claims that he was not the person to whom the penalty notice concerned was issued.
- (3) The court may adjourn the proceedings for a period of not more than 28 days for the purpose of allowing that claim to be investigated.
- (4) On the resumption of proceedings that have been adjourned under subsection (3), the court must accept the defaulter’s claim unless it is shown, on a balance of probabilities, that he was the recipient of the penalty notice.
- (5) The court may set aside a fine in the interests of justice.
- (6) If the court does set a fine aside it must—
 - (a) give such directions for further consideration of the case as it considers appropriate; or

Status: Point in time view as at 20/01/2004.

Changes to legislation: Criminal Justice and Police Act 2001, Section 10 is up to date with all changes known to be in force on or before 31 August 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)

- (b) direct that no further action is to be taken in respect of the allegation that gave rise to the penalty notice concerned.

Status:

Point in time view as at 20/01/2004.

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