
Status: Point in time view as at 27/10/2006.

Changes to legislation: Clean Neighbourhoods and Environment Act 2005, Cross Heading: Illegally parked vehicles etc is up to date with all changes known to be in force on or before 12 June 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)



Clean Neighbourhoods and Environment Act 2005

2005 CHAPTER 16

PART 2

VEHICLES

Illegally parked vehicles etc

15 Notice of removal

- (1) Section 99 of the Road Traffic Regulation Act 1984 (c. 27) (removal of vehicles) is amended as follows.
- (2) In subsection (3) (requirement to give notice of removal to occupier), after “land” insert “ other than a road ”.
- (3) Omit subsection (4) (requirement to give notice of removal of vehicle which ought to be destroyed).

Commencement Information

- I1** S. 15 in force at 18.10.2005 for E. by S.I. 2005/2896, art. 3(d) (with art. 5(1))
- I2** S. 15 in force at 27.10.2006 for W. by S.I. 2006/2797, art. 2(d) (with art. 9(1)(a)(2))

16 Disposal

- (1) Section 101 of the Road Traffic Regulation Act 1984 (c. 27) (ultimate disposal of removed vehicles) is amended as follows.
- (2) In subsection (3), in paragraph (a), omit the words from “and on which” to “at the time of its removal”.

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- (3) In that subsection, for paragraph (b) substitute—
- “(b) in the case of a vehicle, not falling within paragraph (a), which—
- (i) does not display a licence (whether current or otherwise and whether or not the vehicle is required to display a licence), and
- (ii) does not display any registration mark (whether indicating registration within or outside the United Kingdom), at any time after its removal;”.
- (4) In that subsection, omit the words from “but, in a case” to the end.
- (5) In subsection (8), in the definition of “licence”, at the end insert “ (including a nil licence within the meaning of that Act) ”.

Commencement Information

I3 S. 16 in force at 18.10.2005 for E. by S.I. 2005/2896, art. 3(e) (with art. 5(1))

I4 S. 16 in force at 27.10.2006 for W. by S.I. 2006/2797, art. 2(e) (with art. 9(1)(b)(2))

17 Guidance

In section 103 of the Road Traffic Regulation Act 1984 (supplementary provision as to removal of vehicles), at the end insert—

- “(4) A local authority must in exercising any of their functions under sections 99 to 102 have regard to any guidance given to the authority for the purpose by—
- (a) the Secretary of State, in the case of a local authority in England;
- (b) the National Assembly for Wales, in the case of a local authority in Wales.
- (5) In subsection (4) “local authority” has the meaning given by section 100(5)(a) and (b).”

Commencement Information

I5 S. 17 in force at 18.10.2005 for E. by S.I. 2005/2896, art. 3(f) (with art. 5(1))

I6 S. 17 in force at 16.3.2006 for specified purposes for W. by S.I. 2006/768, art. 3

I7 S. 17 in force at 27.10.2006 for W. in so far as not already in force by S.I. 2006/2797, art. 2(f) (with art. 9(1)(c)(2))

Status:

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