

**2009 No. 478**

**ROAD TRAFFIC, ENGLAND**

**The Civil Enforcement of Parking Contraventions (England)  
General (Amendment) Regulations 2009**

<i>Made</i> - - - -	<i>3rd March 2009</i>
<i>Laid before Parliament</i>	<i>6th March 2009</i>
<i>Coming into force</i> - -	<i>31st March 2009</i>

These Regulations are made by the Secretary of State for Transport in exercise of the powers conferred by sections 72, 73(3), 79 and 89 of the Traffic Management Act 2004(a) and by the Lord Chancellor in exercise of the powers conferred on him by sections 78 and 89 of that Act:

**Citation and commencement**

1. These Regulations may be cited as the Civil Enforcement of Parking Contraventions (England) General (Amendment) Regulations 2009 and shall come into force on 31st March 2009.

**Revocation**

2. The Civil Enforcement of Parking Contraventions (England) General (Amendment) Regulations 2008(b) are revoked.

**Preliminary**

3. The Civil Enforcement of Parking Contraventions (England) General Regulations 2007(c) shall be amended as follows.

**Interpretation**

4. In regulation 2, paragraph (1A) shall be omitted.

**Evidence of contravention**

5. For regulation 6, there shall be substituted—

**“Evidence of contravention**

6. A penalty charge shall not be imposed except on the basis of—  
(a) a record produced by an approved device; or

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(a) 2004 c. 18; section 79 was amended by the Disability Discrimination Act 2005 (c. 13), Schedule 1, paragraph 48.  
(b) S.I. 2008/1513.  
(c) S.I. 2007/3483 amended by S.I. 2008/1513.

(b) information given by a civil enforcement officer as to conduct observed by that officer.”

Signed by authority of the Secretary of State

3rd March 2009

*Paul Clark*  
Parliamentary Under Secretary of State,  
Department for Transport

Signed by authority of the Lord Chancellor

2nd March 2009

*Bridget Prentice*  
Parliamentary Under Secretary of State,  
Ministry of Justice

### **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations revoke the Civil Enforcement of Parking Contraventions (England) General (Amendment) Regulations 2008 (*regulation 2*) and revoke the amendments made by those Regulations to the Civil Enforcement of Parking Contraventions (England) General Regulations 2008 (*regulations 3 and 4*). *Regulation 5* reinstates regulation 6 of the latter Regulations to substantially the form in which it was originally made.

An impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.

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