

Traffic

2005-26

TRAFFIC (FIXED PENALTY) REGULATIONS

Revoked
Subsidiary
1964.05.26-2

Regulations made or deemed to have been made under s.97(13).

TRAFFIC (FIXED PENALTY) REGULATIONS

Revoked by LN. 2011/058 as from 14.4.2011

(1964.05.26-2)

1.2.1965

Amending enactments	Relevant current provisions	Commencement date
LN. 1974/013		

ARRANGEMENT OF REGULATIONS.

Regulation

1. Title.
2. Form of notice under section 97.
3. Copy to be sent to clerk of the magistrates' court.
4. Identification of notice.
5. Only full amount of penalty to be accepted.
6. Repayment to be accepted if criminal proceedings are taken.
7. Issue of receipt.

SCHEDULE.

Notice of Opportunity to pay Fixed Penalty.

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Title.

1. These Regulations may be cited as the Traffic (Fixed Penalty) Regulations.

Form of notice under section 97.

2. (1) A notice under section 97(2) of the Act offering the opportunity of the discharge of any liability to conviction of an offence to which that section applies by payment of a fixed penalty (hereinafter in these regulations referred to as “a notice”) shall be in the form in the Schedule or in a form to the like effect.

(2) A notice, in specifying an alleged offence, shall contain a reference to the section of the Act or, as the case maybe, the rule, order, regulation, bye-law or other instrument creating the offence.

Copy to be sent to clerk of the magistrates’ court.

3. A copy of any notice given under section 97 shall, as soon as practicable, be forwarded by or on behalf of the police officer giving the notice to the clerk of the magistrates’ court.

Identification of notice.

4. (1) The person paying a fixed penalty shall either forward with the remittance Part 2 of the relevant notice or identify the notice by specifying its serial number.

(2) If, owing to the failure of the person paying a fixed penalty to comply with the provisions of sub-regulation (1), the clerk of the magistrates’ court is unable to identify the relevant notice, the clerk shall, as soon as practicable, return the remittance to that person.

Only full amount of penalty to be accepted.

5. If less than the full amount of a fixed penalty is tendered to the clerk of the magistrates’ court in payment of the fixed penalty the clerk shall, as soon as practicable, return to the sender the amount tendered.

Repayment to be accepted if criminal proceedings are taken.

6. (1) Where criminal proceedings in respect of the act or omission constituting the offence specified in a notice are taken by a police officer, notification thereof shall, as soon as possible, be given by or on behalf of the police officer to the clerk of the magistrates’ court.

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(2) The clerk shall not, after receiving the said notification, . accept payment of the fixed penalty to which the notice relates.

Issue of receipt.

7. Subject to the foregoing provisions of these regulations the clerk of the magistrates' court shall, as soon as practicable after payment of a fixed penalty has been made to him,—

- (a) send to the payer a receipt for the payment; and
- (b) inform the Commissioner of Police of the payment.

SCHEDULE

Regulation 2.

Serial No. (of notice)

TRAFFIC ACT.

SECTION 97.

NOTICE OF OPPORTUNITY TO PAY FIXED PENALTY.

PART 1.

Motor vehicle, registration No....., was seen in (*insert name of road or parking place*)from to (at.....) on theday of, 20 , in circumstances giving me reasonable cause to believe that an offence, particulars of which are given below, was being or had been committed.

(*here insert particulars of the offence alleged*).

Signature.....

Rank

If before the end of days from the above date, the sum of £ (being the fixed penalty for the offence) is paid to the Clerk of the Magistrates' Court, 277, Main Street, the police will not take proceedings for the offence, and any liability to conviction of the offence will be discharged. Cash should be sent by registered post; cheques, postal orders or money orders should be made payable to the Clerk of the magistrates' Court.

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A receipt for the payment will be given. Part payment will not be accepted by the clerk.

The person paying the fixed penalty must forward with the remittance Part 2 of this notice or identify this notice by quoting its serial number.

If the fixed penalty is not paid, the offender is liable to be prosecuted.

PART 2.

Serial No. (of notice)

To the Clerk of the Magistrates' Court, 277, Main Street.

I enclose the sum of £.....as payment of the fixed penalty for the offence mentioned in Part I of this notice.

Name (*in block capitals*)

Address (*in block capitals*)