

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**
No. 3911 of 16 February, 2012

LEGAL NOTICE NO. 15 OF 2012.

TRAFFIC ACT 2005

**TRAFFIC (MISCELLANEOUS AMENDMENTS)
REGULATIONS 2012**

In exercise of the powers conferred on the Government by sections 89, 91, 92, 97 and 101 of the Traffic Act 2005, the Government has made the following Regulations—

Title and Commencement.

1. These regulations may be cited as the Traffic (Miscellaneous Amendments) Regulations 2012 and come into force on the date of publication.

Amendment of the Traffic (Parking and Waiting) Regulations 2011.

2.(1) The Traffic (Parking and Waiting) Regulations 2011 are amended in accordance with this regulation.

(2) In regulation 23 for sub-paragraphs (a) and (b) of paragraph (2) substitute—

“(a) where the vehicle has been parked without having paid the correct fee or without displaying the ticket as required by regulations, the fine prescribed in Schedule 3;”

(3) For regulation 41 substitute—

“Display of a badge when a vehicle is parked or waiting.

41.(1) An individual’s badge shall be displayed on a vehicle while it is parked or waiting if it—

- (a) has been driven by the holder, or has been used to carry the holder, to the place where it is parked or waiting; or
- (b) is to be driven by the holder, or is to be used to carry the holder, from that place.

(2) An institutional badge shall be displayed on a vehicle while it is parked or waiting if it has been, or is to be, used by or on behalf of the holder for carrying a disabled person to or from the place where it is parked or waiting.”.

- (4) After regulation 60 insert–

“Refund of fixed penalty fines.

60A. An authorised person may refund monies received by him as payment of a fee or fixed penalty where the payment was received in error or where it is reasonable in all the circumstances for him to do so.”.

- (5) In Schedule 3 for–

“Parking in a Pay and Display car park for less than 2 hours without having paid the correct fee (fine)	£30
Parking in a Pay and Display car park for more than 2 hours without having paid the correct fee (fine)	£ 50”

substitute–

“Parking in a Pay and Display car park without having paid the correct fee or without displaying the ticket as required by regulations (fine)	£50”.
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Amendment of the Traffic (Fixed Penalty) Regulations 2011.

3.(1) Schedule 1 to the Traffic (Fixed Penalty) Regulations 2011 are amended in accordance with this regulation.

(2) For entry 25 substitute–

“25. Parking in a Pay and Display Zone for more than 5 hours.”.	Regulation 23(1)(c)	50
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(3) For entry 26 substitute–

“26. Parking in a Pay and Display Zone without having paid the required fee.”.	Regulation 23(1)(a)	50
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(4) For entry 27 substitute–

“27. Parking in a Pay and Display Zone without displaying the ticket as required by regulations.”.	Regulation 23(1)(b)	50
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(5) For entry 35 substitute–

“35. Parking a vehicle in a disabled bay or waiting with a vehicle in a disabled bay without displaying a badge in accordance with regulations.”.	Regulation 42	100
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Dated 16th February, 2012.

P BALBAN,
For the Government.

