

Subsidiary Legislation made under s.97.

Traffic (Fixed Penalty) Regulations 2011

LN.2011/058

Commencement **14.4.2011**

| Amending enactments | Relevant current provisions | Commencement date |
|---------------------|------------------------------|-------------------|
| LN. 2011/084 | Sch. 1 | 9.6.2011 |
| 2012/015 | Sch. 1 | 16.2.2012 |
| 2012/068 | Sch. 1 | 26.4.2012 |
| 2012/141 | Sch. 1 | 18.10.2012 |
| 2012/153 | Sch. 1 | 8.11.2012 |
| 2013/032 | Sch. 1 | 14.2.2013 |
| 2013/035 | Sch. 1 | 21.2.2013 |
| 2013/060 | Sch. 1 | 18.4.2013 |
| 2017/077 | rr. 4, 8(1), (3), Sch. 1 & 2 | 20.4.2017 |
| 2017/109 | Sch. 1 | 14.6.2017 |
| 2018/176 | Sch. 1 | 6.8.2018 |
| 2018/274 | Sch. 1 | 3.12.2018 |
| 2022/020 | Sch. 1 | 27.1.2022 |
| 2022/277 | Sch. 1 | 22.9.2022 |
| 2022/294 | Sch. 1 | 27.10.2022 |
| 2022/328 | Sch. 1 | 1.12.2022 |
| 2023/011 | Sch. 1 | 26.1.2023 |

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ARRANGEMENT OF REGULATIONS

Regulation

1. Title and commencement.
2. Offences.
3. Fixed penalty rates.
4. *Revoked.*
5. Copy to be sent to the designated person.
6. Identification of notice.
7. Only full amount of penalty to be accepted.
8. Discounts for prompt payment.
9. Issue of receipt.
10. Revocation.

SCHEDULE 1
FIXED PENALTY OFFENCES

SCHEDULE 2
Revoked

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In exercise of the powers conferred on the Government by section 97 of the Traffic Act 2005, the Government has made the following Regulations—

Title and commencement.

1. These Regulations may be cited as the Traffic (Fixed Penalty) Regulations 2011 and come into operation on publication.

Offences.

2. The offences listed in Schedule 1 to these Regulations are declared to be offences for the purposes of section 97 of the Act and to be known as “fixed penalty offences”.

Fixed penalty rates.

3. The fixed penalty for an offence described and listed in the second and third columns respectively of the table in Schedule 1 shall be that in the fourth column.

4. *Revoked.*

Copy to be sent to the designated person.

5. A copy of any notice given under section 97 shall, as soon as practicable, be forwarded by or on behalf of the police officer or authorised person giving the notice to the designated person.

Identification of notice.

6.(1) The person paying a fixed penalty shall either forward with the remittance the payment slip attached to 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 designated person is unable to identify the relevant notice, the designated person shall, as soon as practicable, return the remittance to that person.

Only full amount of penalty to be accepted.

7. If less than the full amount of a fixed penalty payable on the date of payment is tendered to the designated person in payment of the fixed penalty the clerk shall, as soon as practicable, return to the sender the amount tendered.

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Discounts for prompt payment.

8.(1) This regulation applies where a person is served a fixed penalty notice under Part VIIA of the Act.

(2) Where this regulation applies, a person who makes payment within 14 days of the fixed penalty notice being issued shall only be liable to pay 50% of the amount of the fixed penalty.

(3) This regulation does not apply to an offence listed in Schedule 1 which is marked with the entry "*Regulation 8(2) (50% discount) does not apply.*"

Issue of receipt.

9. Subject to the foregoing provisions of these regulations the designated person shall, as soon as practicable after payment of a fixed penalty has been made to him send to the payer a receipt for the payment.

Revocation.

10. The Traffic (Fixed Penalty Offences) Notice 2005, the Traffic (Fixed Penalty) Regulations and the Traffic (Fixed Penalty Rates) Order are revoked.

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SCHEDULE 1

FIXED PENALTY OFFENCES

| DESCRIPTION OF THE OFFENCE | ENACTMENT | FIXED PENALTY (£) |
|--|---|-------------------|
| <i>CONTROL OF TRAFFIC REGULATIONS</i> | | |
| 1. Overtaking traffic other than on the left | Control of Traffic Regulations Regulation 3(2) | 300 |
| <i>Regulation 8(2) (50% discount) does not apply.</i> | | |
| 1A. Overtaking of bicycles etc. | Control of Traffic Regulations Regulations 3A(1) and (2). | 300 |
| <i>Regulation 8(2) (50% discount) does not apply.</i> | | |
| 2. Leaving a vehicle unattended and not drawn up to the right hand side of the road so as to permit the maximum clear passage for passing traffic. | Control of Traffic Regulations Regulation 8(a) | 100 |
| 3. Failing to indicate change of direction. | Regulation 15(1) and 15(3) | 300 |
| <i>Regulation 8(2) (50% discount does not apply).</i> | | |
| 4. Causing a vehicle or trailer to cause unnecessary obstruction of a road or obstruct the passage of traffic. | Regulation 17 | 100 |
| 5. Failing to wear protective headgear | Regulations 32(1) and 32(4) | 300 |
| <i>Regulation 8(2) (50% discount does not apply).</i> | | |

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| 6. | Protective headgear not properly fastened. <i>Regulation 8(2) (50% discount does not apply).</i> | Regulations 32(2)(b), 32(2)(c) and 32(4) | 300 |
| 7. | Driving, riding or operating vehicle against the flow of traffic. <i>Regulation 8(2) (50% discount does not apply).</i> | Regulation 45(1) | 300 |
| 8. | Stopping a vehicle or part thereof within the limits of a pedestrian crossing. | Regulation 50 | 100 |
| 9. | Stopping a vehicle or part thereof within the limits of a clearway. | Regulation 53A | 200 |
| 10. | Stopping a vehicle or part thereof within a box junction. | Regulation 53B | 200 |

TRAFFIC (PARKING AND WAITING) REGULATIONS 2011

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| 11. | Parking a vehicle where prohibited by a traffic sign. | Traffic (Parking and Waiting) Regulations 2011, Regulation 3(1) | 100 |
| 12. | Parking a vehicle in contravention of a traffic sign. | Regulation 3(2) | 100 |
| 13. | Parking without the requisite permit or failing to display the requisite permit (in accordance with the regulations) in a place indicated by signs to be for permit holders only. | Regulation 3(3) | 120 |
| 14. | Parking a vehicle on a footpath. | Regulation 3(4) | 100 |
| 15. | Parking a motorcycle in a space demarcated for a motor car or in between such spaces. | Regulation 3(6) | 100 |

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| 16. | Parking a motor car in a space demarcated for motor cycles. | Regulation 3(7) | 100 |
| 17. | Parking a vehicle in a communal area. | Regulation 3(8). | 100 |
| 18. | Parking a caravan in a public place not authorised therefor. | Regulation 3(9) | 100 |
| 19. | Parking adjacent to the air terminal in a non-demarcated place. | Regulation 3(10) | 100 |
| 20. | Parking and disrupting the free flow of traffic. | Regulation 3(11) | 120 |
| 21. | Parking at a taxi rank. | Regulation 3(12) | 200 |
| 22. | Waiting or parking in a loading bay. | Regulation 3(13) | 100 |
| 23. | Parking at a bus stop. | Regulation 4(1) | 200 |
| 24. | Parking in a manner obstructing access to a bus stop. | Regulation 4(2) | 200 |
| 25. | Parking for a period exceeding the specified maximum. | Regulation 5(1) | 100 |
| 26. | Parking for a continuous period exceeding 14 days. | Regulation 5(2) | 100 |
| 27. | Parking in a space reserved for official vehicles. | Regulation 6(2) | 100 |
| 28. | Parking a vehicle in a car park other than appropriately within the area demarcated with paint on the ground, or otherwise demarcated. | Regulation 12(1A) | 100 |
| 29. | Parking or waiting with a vehicle, other than a motor vehicle, in a car park. | Regulation 12(2) | 100 |

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| 30. | Parking or waiting with a motor cycle, or bicycle, in a place other than one demarcated for their use. | Regulation 12(3) | 100 |
| 31. | Parking a vehicle not a motorcycle in a space demarcated for motorcycles. | Regulations 13(2) | 100 |
| 32. | Parking a vehicle in a demarcated place where the vehicle or part of it is outside the demarcated area. | Regulation 14(2) | 100 |
| 33. | Parking in a Pay and Display Zone for a period exceeding the specified maximum | Regulation 23(1)(c) | 100 |
| 34. | Parking in a Pay and Display Zone without having paid the required fee. | Regulation 23(1)(a) | 100 |
| 35. | Parking in a Pay and Display Zone for without displaying the ticket as required by regulations | Regulation 23(1)(b) | 100 |
| 36. | Waiting with or in any vehicle in a manner interfering with the free flow of traffic except for loading or unloading goods. | Regulation 24(1) | 100 |
| 37. | Waiting with or in any vehicle at a place where waiting is prohibited by traffic signs or yellow line on the ground. | Regulation 24(2) | 100 |
| 38. | Waiting with or in any vehicle adjacent to the air terminal at a place not demarcated for alighting or unloading. | Regulation 24(3) | 100 |
| 39. | Waiting with a vehicle at a taxi rank. | Regulation 24(4) | 200 |
| 40. | Waiting in a place reserved for official vehicles. | Regulation 24(5) | 100 |

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| 41. | Waiting in a bus stop or restricting access to a bus stop. | Regulation 24(6) | 200 |
| 42. | Stopping in a Red Zone. | Regulation 27(3) | 200 |
| 43. | Unlawful use of a disabled person's badge. | Regulation 37(6) | 500 |
| 44. | Unlawfully parking or waiting in a disabled person's parking bay. | Regulation 41(3) | 500 |
| 45. | Not displaying or not setting a parking clock to show the time in which the vehicle was parked in accordance with the regulations. | Regulation 41A(2) | 100 |
| 46. | Parking in contravention of a time restriction specified by a traffic sign in a time restricted disabled parking bay. | Regulation 41B(2) | 100 |
| 47. | Parking in contravention of a "no return" period specified by traffic sign in a time restricted disabled parking bay. | Regulation 41C(2) | 100 |
| 48. | Leaving a derelict vehicle on the road or public place. | Regulation 47 | 600 |

TRAFFIC (PELICAN PEDESTRIAN CROSSINGS) REGULATIONS 1986

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| 49. | Stopping a vehicle or part thereof within the limits of a "pelican" crossing. | Traffic (Pelican Pedestrian Crossings) Regulations 1986, Regulation 10(1) | 100 |
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TRAFFIC ACT 2005

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| 50. | Speeding | Traffic Act 2005 Section 44(1)(in conjunction with regulations 43 and 44 of | 300 |
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- Regulation 8(2) (50% discount) does not apply.* the Control of Traffic Regulations)
51. Contravening a Traffic Sign Traffic Act 2005 Section 85(1)(b) 300
52. Neglecting to pay the authorised parking fee or causing or permitting a vehicle to remain in a parking place after the expiry of the period for which payment of the fee authorises parking. Traffic Act 2005 section 92(5) 100

TRAFFIC (PEDESTRIANISATION) REGULATIONS 2001

53. Driving or parking a vehicle on a road within a Pedestrianised zone established under the Traffic (Pedestrianisation) Regulations 2001 without displaying a permit or other than in accordance with the terms of a valid permit. Traffic (Pedestrianisation) Regulations 2001, Regulation 5 100
54. Riding or parking a bicycle or operating or parking a personal light electric transporter in a Pedestrianised Area in breach of an order under the Traffic (Pedestrianisation) Regulations 2001 Traffic (Pedestrianisation) Regulation 2001, Regulation 5(1ZA) 100

PROHIBITION OF USE OF MOBILE TELEPHONES WHILE DRIVING REGULATIONS 2010

55. Using a mobile telephone or device whilst driving riding or operating a vehicle Prohibition of Use of Mobile Telephones while Driving Regulations 2010, Regulations 2(1)(a) and 3 300
- Regulation 8(2) (50% discount) does not apply.*

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TRAFFIC (WEARING OF SAFETY BELTS) REGULATIONS 2008

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| 56. | Failing to wear a seat belt – driver. <i>Regulation 8(2) (50% discount) does not apply</i> | Traffic (Wearing of Safety Belts) Regulations 2008, Regulations 4(2)(a) and 7 | 300 |
| 57. | Failing to wear a seat belt – passenger. <i>Regulation 8(2) (50% discount) does not apply.</i> | Regulations 4(2)(a) and 7 | 300 |
| 58. | Driver carrying unbelted child. <i>Regulation 8(2) (50% discount) does not apply.</i> | Regulations 4(2)(b) and 7 | 300 |
| 59. | Driver carrying child under 135 cms without proper restraint <i>Regulation 8(2) (50% discount) does not apply.</i> | Regulations 4(3)(b) and 7 | 300 |

TRAFFIC (TRAFFIC LIGHTS) REGULATIONS 1986

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| 60. | Contravening a traffic light <i>Regulation 8(2) (50% discount) does not apply.</i> | Traffic (Traffic Lights) Regulations, 1986 Regulations 4(1)(a) and 6 (in conjunction with section 85(1)(b) Traffic Act 2005. | 300 |
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TRAFFIC (PELICAN PEDESTRIAN CROSSINGS) REGULATIONS, 1986

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| 61. | Contravening a traffic light (pelican crossing) <i>Regulation 8(2) (50% discount) does not apply.</i> | Traffic (Pelican Pedestrian Crossings) Regulations, 1986 Regulation 8 | 300 |
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VEHICLES (CONSTRUCTION, EQUIPMENT AND MAINTENANCE) REGULATIONS

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| 62. | Inefficient/Defective exhaust <i>Regulation 8(2) (50% discount) does not apply.</i> | Vehicles (Construction, Equipment and Maintenance) Regulations Regulation 30(2) | 300 |
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| 63. | Excessive noise <i>Regulation 8(2) (50% discount) does not apply.</i> | Regulation 32 | 300 |
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SCHEDULE 2

Revoked.