

HAMBLETON DISTRICT COUNCIL

Report To: Cabinet
11 June 2013

Subject: CIVIL PARKING ENFORCEMENT – ADJUDICATION JOINT COMMITTEE

All Wards
Portfolio Holder for Customer Services and Asset Management: Councillor J Noone

1.0 PURPOSE AND BACKGROUND:

- 1.1 The Council has recently introduced Civil Parking Enforcement in its car parks as part of a wider introduction of Civil Parking Enforcement throughout North Yorkshire.
- 1.2 As part of the arrangements of Civil Parking Enforcement provision is made for “appeals” against Parking Contravention Notices to be made to an independent adjudicator. The adjudication system is operated by all of those Councils within the country who operate Civil Parking Enforcement. The adjudication system is overseen by a Joint Committee of all the participating Local Authorities.
- 1.3 This report asks the Cabinet to authorise the Council to participate in the Joint Committee.

2.0 THE PARKING AND TRAFFIC REGULATIONS OUTSIDE LONDON ADJUDICATING JOINT COMMITTEE:

- 2.1 Adjudications under the Civil Parking Enforcement Regime are operated by the Parking and Traffic Regulations Outside London Adjudication Committee (PATROLAJC). This Joint Committee is made up of all those Authorities who participate in Civil Parking Enforcement throughout the country outside London. The Committee is administered by Cheshire East Council which organises the adjudication services.
- 2.2 Each participating Council is entitled to one representative on the Joint Committee, together with a substitute. It is recommended that the Portfolio Holder for Customer Services and Asset Management is the Council’s representative and that the Leader be entitled to appoint a substitute if he is unavailable to attend meetings.

3.0 FINANCIAL IMPLICATIONS:

- 3.1 To be part of the adjudication system the Council is required to make a contribution to the cost of the system. This is based on a levy related to each Parking Contravention Notice that is issued in the district. It is anticipated that in a typical year this would be approximately £2,000. This figure is already budgeted for.

4.0 LEGAL IMPLICATIONS:

- 4.1 The PATROLAJC is technically a Joint Committee of this Council and all the other participating Councils. Therefore the rules relating to publication of agendas, minutes, etc., apply.

4.2 The Council will be entering into a Memorandum of Participation under which it agrees to be bound by the arrangements for the operation of the Joint Committee and the Adjudication Scheme. However, there is provision for the Council to withdraw from the arrangements should it wish to do so.

4.3 There is a requirement that some form of adjudication system is operated as part of Civil Parking Enforcement and currently this is the only method of providing that service.

5.0 EQUALITY/DIVERSITY ISSUES:

5.1 There are no significant equality/diversity issues relating to this report, although the adjudication system, because it can be accessed by computer and over the telephone, has benefits for customers with certain disabilities.

6.0 RECOMMENDATIONS:

6.1 It is recommended that the Council becomes a party to the Parking and Traffic Regulations Outside London Adjudication Joint Committee and that the Portfolio Holder for Customer Services and Asset Management (or a substitute appointed by the Leader) is the Council's representative on the Joint Committee.

MARTYN RICHARDS

Background papers: Agreement for a Parking and Traffic Regulations Outside London Adjudication Joint Committee – 1 May 2008
Draft Memorandum of Participation in the Parking and Traffic Regulations Outside London Adjudication Joint Committee

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