

Decision Maker	Executive Councillor for Highways and Transport	Decision Date: 01/11/12
Decision Maker Name	Councillor W S Webb	

Decision Record

Status	Pending Effective	X	Called In Abandoned
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Decision Reference No 02106

Title **Civil Parking Enforcement**

Report Reference 1.0

Record of Decision That the Executive Councillor for Highways and Transport approves the following:

1. That the Council resolves in principal to undertake Civil Parking Enforcement within the administrative boundary of THE COUNTY COUNCIL through partnership with the seven District Councils covering on and off street enforcement and authorises the County Council's application to the Department for Transport for Civil Parking Enforcement, Special Parking Enforcement and Bus Lane Enforcement powers, on behalf of the County Council and the seven District Council's;
2. That the County Council join: 'The Joint Committee of England and Wales for the Civil Enforcement of Parking and Traffic Regulations Outside London' in accordance with the requirements of the Traffic Penalty Tribunal (TPT). The primary role of the Joint Committee is to oversee the TPT as an independent tribunal and consider, for example, the annual accounts and the service standards reports submitted by the TPT. It normally meets annually in either Birmingham or Manchester. The Agreement that regulates the setting up of the Joint Committee provides for one elected Member for each constituent Council; and that the Executive Councillor for Highways and Transport be nominated as Lincolnshire County Council's representative on the Joint Committee and that the Support Councillor for Highways and Transport be nominated as the deputy;
3. That authorisation be given to the setting of the level of differential penalty charge at Band 2 as stated in STATUTORY INSTRUMENTS 2007 No.3487, Road Traffic, England. The Civil Enforcement of Parking

Contraventions (Guidelines on Levels of Charges)
(England) Order 2007 be authorised

Band:

Higher level penalty charge	£70
Lower level penalty charge	£50
Higher level penalty charge paid early	£35
Lower level penalty charge paid early	£25
Higher level penalty charge paid after service of charge certificate	£105
Lower level penalty charge paid after service of charge certificate	£75

4. That within the CEA/SEA application, the request for the powers to clamp and remove vehicles parked in contravention be approved, with the proviso that these powers would not actually be used without further approval from Council;
5. That the appointment of bailiffs to collect parking debts, be authorised, should this be necessary;
6. That the provision of legal agreements between the county council and the seven districts for the provision of the enforcement and administration of the CEA/SEA and for the control of the financial elements of the service be approved;
7. That the business case for Civil Parking Enforcement for submission within the CEA/SEA application be approved;
8. That approval be given to the entering into of an agreement with Nottinghamshire County Council to carry out parking ticket administration.

Options considered As detailed in the report

Reason for decision As detailed in the report.

Records of conflicts of interest None.

Dispensation N/A

Date of publication: 02/11/12

Deadline for calling in this decision – 5 pm on 07/11/12

The above Executive decision will become effective from 08/11/12 unless any three Members of the Council (or alternatively in the case of Education matters any three non-Councillor voting members) activate the call-in process before the above deadline.