

## URGENT ITEM

**Committee:** FULL COUNCIL

**Agenda Item**

**Date:** April 22, 2008

# 16

**Title:** Parking and Traffic Regulation (outside London) Adjudication Joint Committee Agreement.

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Item for decision

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### Summary

A revised version of the agreement needs to be approved to take into account the Traffic Management Act 2004 which came into effect from 31 March 2008. This agreement covers the adjudication of Parking Penalties that are challenged.

### Recommendations

That Members approve the Parking and Traffic Regulation (outside London) Adjudication Joint Committee Agreement.

### Background Papers

3. The following papers were referred to by the author in the preparation of this report.
  - Counsels' advice (attached)
  - The revised agreement (attached)

1.

Communication/Consultation	Expert advice has been sought and received.
Community Safety	None
Equalities	None
Finance	A review of fees and charges has been undertaken.
Human Rights	Those receiving penalties have the right to appeal.
Legal implications	Failure to sign the agreement will prevent us from having an adjudication service available.

Sustainability	None
Ward-specific impacts	All where there are parking restrictions.
Workforce/Workplace	None

### **Situation/Update**

The council subscribes to the Joint Committee that considers appeals on parking penalties. The Traffic Management Act 2004 which came into effect from 31 March 2008 s81 has had the impact of requiring that a new agreement should be signed as soon as possible after the act has come into force.

For a smooth transition we need to quickly move forward. We have given assurances that arrangements will be in place in the agreed timescale to agree by 8 May, return by 15 May and bring into force on 16 May 2008.

We ask Members to pass the recommendation to authorize your Legal Services to authorize that agreement to allow parking arrangements to continue without a break subject to the Solicitor to the Council being satisfied with the terms of the agreement.