

Regulation 10 in West Sussex

Whereas most Penalty Charge Notices for parking contraventions are affixed to a vehicle or handed to the driver (Regulation 9 PCN), Regulation 10 of The Civil Enforcement of Parking Contraventions (England) General Regulations allows a PCN to be sent in the post to the registered keeper/owner of a vehicle if the CEO was unable to affix the notice to the vehicle or hand it to the driver at the time of the contravention.

West Sussex County Council (WSCC) members approved the use of Regulation 10 in summer 2017 for on-street parking contraventions and Chichester District Council also sought and obtained approval to issue Regulation 10 PCN's in car parks.

How is a Regulation 10 Issued?

The Council will obtain the Registered Keepers/Owners details from the Driver Vehicle and Licensing Agency (DVLA) and the notice will be served by post:

- If the Civil Enforcement Officer (CEO) attempted to serve the PCN by affixing it to the vehicle but was prevented from doing so by someone or was unable to serve the PCN due to the vehicle being driven away.

Why introduce Regulation 10?

Before the introduction of Regulation 10 to West Sussex, motorists who prevented a PCN being served by driving away or those who were threatening towards CEOs were avoiding any penalty. Regulation 10 PCN's which are sent in the post will demonstrate that anyone committing a parking contravention is subject to the same enforcement and this should promote increased compliance with regulations.

It is considered that the adoption of the power to issue Regulation 10 PCN's will reduce the number of evaded PCNs and improve compliance with the parking regulations. This will contribute to improved road safety, reduced public transport journey times and less congestion. Introducing Regulation 10 supports fair and reasonable parking enforcement operation for law abiding motorists and the taxpayer. This will also support CEO's, particularly in cases when the PCN cannot be affixed because a driver is abusive.