



Parking Department

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www.warwickshire.gov.uk/parking

Nigel James Batten
51 St. Andrews Road
Southsea
PO5 1ER

Delivered 26/3/23

Date : 23/05/2023

re 31/3/23

PCN Number: ZQ0960658A

VRM: LM58VWD

NOTICE OF REJECTION OF REPRESENTATIONS

Dear Mr Batten

We have considered your representations dated 17/05/2023 about the penalty charge issued on the 31/03/2023 and have taken into account everything you say. However, there are not sufficient reasons to cancel the penalty charge, which is now payable.

This letter explains the details of the penalty issued, our reasons for rejecting your representations and your options.

Take a moment to carefully read through ALL the sections in this letter (listed below) before you decide what to do next:

- 1. Our reasons for rejecting your representations.**
- 2. The details of the PCN / Notice to Owner.**
- 3. How to pay.**
- 4. How to appeal your decision.**
- 5. What happens if you do nothing.**

Yours sincerely

Parking Administration

Privacy Notice: To view our privacy notice, please visit <https://www.warwickshire.gov.uk/privacy>



Appealing this decision

If you disagree with the council's decision you can appeal to the independent adjudicator at the Traffic Penalty Tribunal.

See Section 4 of this letter for further details.

Please consider ALL information in this letter before appealing.

1. Our reasons for rejecting your representations:

You were parked without making payment of the Parking charge, therefore the Penalty Charge Notice (PCN) has been served correctly.

The signage at this car park, explains that parking at this location is only permitted when a valid Pay & Display ticket is clearly displayed or a valid parking session is successfully purchased. The Civil Enforcement Officer (CEO) did not see a Pay & Display ticket that was both valid and clearly displayed, and the CEO's handheld computer showed no valid period bought by phone or online.



I have noted from your comments that you parked at the location in issue on Monday 27th March and you had fully intended to pay for parking to cover your stay up until the following Friday. You state that you were unable to make payment due to the season ticket machine being out of order.

Although the season ticket machines were out of order on your arrival, according to the evidence collected by the CEO the machines were in full working order on 31/03/2023 when this PCN was served.

Whilst we are unable to take into consideration the season ticket machines being out of order on the 27/03/2023 for this PCN, it would not be unreasonable to expect that you could have purchased a Pay & Display ticket for the day until you were able to make payment for the full duration of your vehicles stay.

Having checked RingGo, I can see you did check the cost of parking on 27/03/2023 for 1 week, however, you did not proceed to make payment. I would also add that no further attempts to purchase a parking session were made to purchase a parking session to cover your vehicles stay at this location when this PCN was served.

Taking into account you were fully aware that a previous PCN had been issued to your vehicle and you still continued to leave your vehicle parked in contravention, there is no mitigation to consider cancelling this PCN.

When using Pay & Display parking facilities, drivers need to ensure that payment for parking is first in place, before leaving the vehicle parked and unattended. If payment for parking cannot be made the vehicle needs to be parked elsewhere until payment can be made.

I have also noted your comments regarding other PCNs you have received. Please note we can only deal with cases individually. Therefore, you will receive a separate response regarding each PCN you have mentioned.

Whilst there are no valid grounds to cancel this PCN, the Council is willing to give you a further 14 days, from the date of this letter, to pay the PCN at the discount amount of **£25.00**. Failure to make the payment in this time will see the PCN revert back to the full charge amount of **£50.00**.



2. The details of your PCN / Notice to Owner:

Contravention (73) Parked without payment of the parking charge	
Date of Contravention: 31/03/2023	Location: Stratford Park and Ride
Make: PEUGEOT	Colour: RED

3. How to Pay:

The outstanding penalty charge is **£50.00**. This must be paid BEFORE the end of 28 days, beginning the date of service of this notice; however, Warwickshire County Council will accept payment of **£25.00** if it is made before the end of 14 days beginning with the date of service of this notice as full and final settlement.

If you choose to appeal to the Independent Adjudicator then the full charge of **£50.00** will be applicable to your case.

- **By Telephone:** Credit / Debit Card Payments only.
Automated payment line 0333 003 0033 (24 hours / 7 days a week).
Please have your card, vehicle registration mark and PCN number to hand. Please note: We do not accept AMEX.
- **Online:** At <https://parkingservices.nsl.co.uk/warwickshire/notices/>, selecting the payment option.
- **By Post:** Cheques or Postal Orders made payable to 'Warwickshire County Council'

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(this is the address of our scanning company) – include the PCN number with your payment and allow two working days for 1st class post; five working days for 2nd class.

4. How to appeal your decision:



If you disagree with the council's decision, you can appeal to the independent adjudicator at the Traffic Penalty Tribunal.

The adjudicators are independent lawyers and their decision is final.

You can appeal online by visiting the tribunal's website:

www.trafficpenaltytribunal.gov.uk.

The website explains further what the adjudicator can consider and how to appeal.

If you are unable to appeal online, you may request a paper form (and find further information) from the Traffic Penalty Tribunal by calling **0800 160 1999**,

leaving your name, address, telephone number, vehicle registration mark and penalty charge notice (PCN) number.

There is no charge for appealing and costs are not normally awarded. Details about when an order for costs can be made can be found on the website, or by calling the number above.

You will need the information below to hand when you begin your appeal:

Notice of Rejection date:	23/05/2023
PCN number:	ZQ0960658A
Vehicle Registration Mark:	LM58VWD
PIN Code:	77E318

You should appeal within 28-days of delivery of this Notice of Rejection (this is usually two working days after the "Notice of Rejection" date above). Our website will explain this further.

5. What happens next if you do nothing:

If, after 28 days beginning with the date of service of this notice, you take no action, we may send you a **charge certificate** increasing the outstanding charge by **50%**. You will then have 14 days to pay this increased charge. If after 14 days this charge has not been paid, we may apply to the County Court to recover the money, plus court costs, from you.