

Representations against a penalty notice – Grounds upon which a representation may be made

Ground A is that the littering offence in question did not occur.

Ground B is that the person was not the keeper of the vehicle at the time of the littering offence because the person became the keeper of the vehicle after the littering offence occurred.

Ground C is that the person was not the keeper of the vehicle at the time of the littering offence because the person had disposed of the vehicle to another person before the littering offence occurred.

Ground D is that the person was not the keeper of the vehicle at the time of the littering offence because the vehicle was a stolen vehicle when the littering offence occurred.

Ground E is that the person—

- (a) was engaged in the hiring of vehicles in the course of a business at the time of the littering offence, and
- (b) was not the keeper of the vehicle at that time by virtue of a vehicle hire agreement.

Ground F is that the person was not the keeper of the vehicle at the time of the littering offence for a reason not mentioned in grounds B to E.

Ground G is that the litter authority was not, by virtue of regulation, authorised to give the person a penalty notice.

Ground H is that the person is not liable to pay the fixed penalty by virtue of regulation.

Ground I is that liability to pay the fixed penalty has been discharged in the circumstances set out in regulation.

Ground J is that the fixed penalty exceeds the amount payable under these Regulations.

Ground K is that the litter authority has failed to observe any requirement imposed on it by these Regulations in relation to the imposition or recovery of the fixed penalty.

Ground L is that there are compelling reasons why, in the particular circumstances of the case, the penalty notice should be cancelled (whether or not any of grounds A to K apply).