



DÁIL ÉIREANN

AN BILLE UM THEANNTÁIL FEITHICLÍ, 2014 VEHICLE CLAMPING BILL 2014

LEASUITHE COISTE COMMITTEE AMENDMENTS

DÁIL ÉIREANN

AN BILLE UM THEANNTÁIL FEITHICLÍ, 2014 —ROGHFHOCHOISTE

VEHICLE CLAMPING BILL 2014 —SELECT SUB-COMMITTEE

*Leasuithe
Amendments*

SECTION 9

1. In page 11, between lines 5 and 6, to insert the following:

“(6) The NTA shall make regulations prohibiting clamping activities in the following locations:

- (a) a designated parking place for visitors and patients at Health Service Executive funded hospitals and voluntary public hospitals;
- (b) a designated parking place within a residential development with the exception of cases where clamping activity is required to facilitate the free flow of vehicular traffic.

(7) (a) For the purposes of this section, “parking place” has the same meaning specified in the Act of 1961.

- (b) For the purposes of this section, “residential development” means any development on land containing two or more residential dwelling places or two or more buildings intended to be used as dwelling places.”.

—Tom Fleming.

SECTION 13

2. In page 14, between lines 4 and 5, to insert the following:

“(v) any vehicle parked within the grounds of a hospital which could be removed without causing undue disruption to traffic, access or the work of emergency services,”.

—Dessie Ellis.

SECTION 14

3. In page 15, between lines 12 and 13, to insert the following:

“(8) (a) The NTA shall make regulations stipulating that, in every instance where a charge imposed in accordance with this section is paid before the stipulated deadline, where applicable, the total charge payable shall be reduced by half.

[SECTION 14]

- (b) The regulations stipulated in *paragraph (a)* shall apply to charges issued in respect of wrongfully parked vehicles at statutory clamping places and non-statutory clamping places.”.

—Tom Fleming.

SECTION 17

4. In page 16, line 15, to delete “and” where it secondly occurs.

—An tAire Iompair, Turasóireachta agus Spóirt.

5. In page 16, between lines 15 and 16, to insert the following:

“(c) unnecessary delay on the part of parking controllers or clamping operators in responding to complaints or other communication from members of the public, and”.

—An tAire Iompair, Turasóireachta agus Spóirt.

SECTION 30

6. In page 22, to delete lines 29 to 40, and in page 23, to delete lines 1 to 4 and substitute the following:

“(e) a prosecution in respect of the alleged offence will not be instituted during the periods specified in the notice under *paragraphs (b) and (c)* and, if a payment specified in the notice is made during the appropriate period so specified in relation to the payment, accompanied by the notice, duly completed, no prosecution in respect of the alleged offence will be instituted.

- (2) Where notice is given under *subsection (1)*—

- (a) the person to whom the notice applies may, during the period specified in the notice, make to the NTA at the address specified in the notice a payment specified in the notice accompanied by the notice, duly completed, at the appropriate time so specified in relation to the payment,
- (b) the NTA may receive the payment, issue a receipt for it and retain the money so paid, and any payment so received shall not be recoverable in any circumstances by the person who made it,
- (c) a prosecution in respect of the alleged offence to which the notice relates will not be instituted during the periods specified in the notice under *paragraphs (b) and (c) of subsection (1)* and, if a payment so specified is made during the appropriate period so specified in relation to the payment, accompanied by the notice, duly completed, no prosecution in respect of the alleged offence will be instituted.”.

—An tAire Iompair, Turasóireachta agus Spóirt.

SECTION 32

7. In page 26, between lines 7 and 8, to insert the following:

“Amendment of section 35 of the Road Traffic Act 1994

- 32.** Section 35(2) of the Road Traffic Act 1994 is amended by the substitution of the

[SECTION 32]

following paragraph for paragraph (l):

“(l) specifying, or authorising specified road authorities by resolution to specify, the places in which vehicles may be parked either indefinitely or for any period not exceeding a specified period; and to provide for the ability of specified road authorities to either wholly or partially review, amend or abolish such resolutions at any time.””.

—Tom Fleming.