

Mr [REDACTED] A [REDACTED] - v - Birmingham City Council

Appeal Details

Case number:	BM00260-2210	Appeal Raised:	18/10/2022
Vehicle:	[REDACTED]	Hearing:	There was no hearing
Representative:	N/A	Decision:	09/11/2022
Number of PCNs:	1	Adjudicator:	Martin Hoare

Decision - PCN BM35614153

Mr [REDACTED] A [REDACTED], you have lost this appeal.

You need to pay the penalty charge to Birmingham City Council.

Penalty Charge Amount: £70.00

Issued: 29/07/2022

Contravention: 27/06/2022 18:45

Station Street City Centre

1 - Parked in a restricted street during prescribed hours

Please see the next page for the Adjudicator's Reasons

Adjudicator's Reasons

1. Mr A explained that there was no penalty charge notice (PCN) upon his car. He learned of the alleged contravention several weeks later when he received a Notice to Owner. By this time, the penalty had doubled. He would have paid the penalty during the discounted period, had the PCN been attached to his car upon his return.
2. The Civil Enforcement Officer's photographs establish that this car parked on a footway, restricting the passage of pedestrians and wheelchair users. The car is parked adjacent to clear double yellow lines. There is a PCN attached to the car.
3. The Council is not required to establish that the notice was on the car upon the return of the driver and is not obliged to extend the discounted penalty period.
4. I find that the Council has established that the vehicle was parked as claimed in the Penalty Charge Notice. The penalty charge remains payable to the Council.

Martin Hoare
Adjudicator
09/11/2022