



Transport (Scotland) Act 2001

2001 asp 2

PART 3

ROAD USER CHARGING

Supplementary

64 Determination of disputes, appeals and evidence

- (1) The Scottish Ministers may by regulations make provision for or in connection with—
- the determination of disputes [^{F1}arising under this Part of this Act]; and
 - appeals against such determinations or any failure to make any such determination.

[^{F2}(1A) Provision may be made under subsection (1) above for the appointment of—

- persons to determine the disputes; and
- persons to hear and determine the appeals,

referred to in that subsection.

(1B) Provision made by virtue of subsection (1A) above may include provision for the payment by charging authorities of expenditure incurred in and in consequence of the making of appointments by virtue of that subsection.

(1C) Provision made by virtue of subsection (1A) above may—

- include provision conferring the functions referred to in paragraphs (a) and (b) of that subsection on persons appointed to carry out functions similar to those functions; and
- where it does so, may, so as to give the provision full effect, apply and modify any enactment.]

(2) The Scottish Ministers may by regulations make provision for or in connection with permitting evidence of a fact relevant to proceedings for an offence under this Part of this Act, or proceedings in respect of a failure to comply with the provisions of a charging scheme, to be given by the production of—

- a record produced by a device specified in, or determined in accordance with, the regulations; and

Changes to legislation: Transport (Scotland) Act 2001, Section 64 is up to date with all changes known to be in force on or before 20 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (b) a certificate (whether in the same or another document) as to the circumstances in which the record was produced signed by a person so specified or determined.

Textual Amendments

- F1** Words in s. 64(1)(a) substituted (10.10.2005) by Transport (Scotland) Act 2005 (asp 12), ss. 51(4)(a), 54(2); S.S.I. 2005/454, art. 2, Sch. 2
- F2** S. 64(1A)-(1C) inserted (10.10.2005) by Transport (Scotland) Act 2005 (asp 12), ss. 51(4)(b), 54(2); S.S.I. 2005/454, art. 2, Sch. 2

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 2 Ch. 3 applied in part by [2019 asp 17 s. 47\(1\)\(2\)](#)
- Pt. 2 Ch. 3 inserted by [2019 asp 17 s. 41\(2\)](#)
- Pt. 2 Ch. 4 heading inserted by [2019 asp 17 sch. para. 3\(2\)](#)
- s. 27B and cross-heading inserted by [2019 asp 17 s. 42\(2\)](#)
- s. 29(3A)-(3C) inserted by [2019 asp 17 s. 44\(2\)\(a\)](#)
- s. 29(7)(8) inserted by [2019 asp 17 s. 44\(2\)\(c\)](#)
- s. 30(3)(ca)-(cc) inserted by [2019 asp 17 s. 44\(3\)\(b\)](#)
- s. 31(1A) inserted by [2019 asp 17 s. 44\(4\)\(a\)](#)
- s. 31(3)(ca) inserted by [2019 asp 17 s. 44\(4\)\(b\)\(iii\)](#)
- s. 31(5)-(7) inserted by [2019 asp 17 s. 44\(4\)\(d\)](#)
- s. 32A inserted by [2019 asp 17 s. 45\(2\)](#)
- s. 32B and cross-heading inserted by [2019 asp 17 s. 46\(2\)](#)
- s. 35A inserted by [2019 asp 17 s. 40\(2\)](#)
- s. 39(1)(ca) inserted by [2019 asp 17 s. 40\(3\)](#)
- s. 79(1)(ca) inserted by [2019 asp 17 s. 48\(2\)\(b\)](#)