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*Changes to legislation: Roads (Scotland) Act 1984, Cross Heading: Effect of notice and payment of penalty is up to date with all changes known to be in force on or before 27 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*

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## SCHEDULES

### [<sup>F1</sup>SCHEDULE 8B

#### FIXED PENALTIES FOR CERTAIN OFFENCES

##### Textual Amendments

- F1** Sch. 8B inserted (1.10.2008) by [Transport \(Scotland\) Act 2005 \(asp 12\), s. 54\(2\), sch. 7](#); [S.S.I. 2008/15, art. 2\(3\), sch. 2](#)

##### *Effect of notice and payment of penalty*

- 6 (1) This paragraph applies where a person is served with a fixed penalty notice in respect of a fixed penalty offence.
- (2) No proceedings for the offence may be commenced before the end of the period for payment of the penalty.
- (3) No such proceedings may be commenced or continued if payment of the penalty is made before the end of that period or is accepted by the roads authority after that time.
- (4) Payment of the discounted amount counts for the purposes of sub-paragraph (3) only if it is made before the end of the period for payment of the discounted amount.
- (5) In proceedings for the offence a certificate which—
- (a) purports to be signed by or on behalf of a person having responsibility for the financial affairs of the roads authority; and
  - (b) states that payment of an amount specified in the certificate was or was not received by a date so specified,
- is sufficient evidence of the facts stated.]

**Changes to legislation:**

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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):

- s. 152(3)(3ZA) substituted for s. 152(3) by [2019 asp 17 s. 124\(2\)](#)