

## Clamping Appeals

*The Vehicle Clamping Act 2015 will come into full effect on 1<sup>st</sup> October 2017. From that date the NTA will be responsible for processing 2<sup>nd</sup> stage clamping appeals (cases where the appellant is not satisfied with the outcome of the initial appeal to the parking controller – the company which clamped or relocated the vehicle – and wishes to make a further appeal). There will be no fee for making an appeal to the NTA.*

*The following transitional arrangements will apply:*

### **In all cases of vehicles subject to clamping activities in clamping places except public roads**

#### **Before 1<sup>st</sup> September 2017**

- A person who has appealed against an instance of clamping to a parking controller, has received notification of the outcome of the appeal **before 1<sup>st</sup> September 2017** and is not satisfied with the determination of the appeal, may make a further appeal to the Independent Parking Appeals Service (IPAS) provided the parking controller is affiliated to the IPAS scheme\*. If the parking controller is not affiliated to IPAS, there is no further avenue of appeal open, other than recourse to the Civil Courts system.

#### **Between 1<sup>st</sup> September 2017 and 30<sup>th</sup> September 2017**

- A person who has appealed against an instance of clamping to a parking controller, has received notification of the outcome of the appeal **between 1<sup>st</sup> September 2017 and 30<sup>th</sup> September 2017** and is not satisfied with the determination of the appeal, may make a further:
  - Appeal to the Independent Parking Appeals Service (IPAS) provided the parking controller is affiliated to the IPAS scheme\*, or
  - Appeal to the NTA whether or not the parking controller is affiliated to the IPAS scheme – however the appeal to the NTA must be made within 30 days of receipt of notification of the decision of the parking controller\*\* and can only be made on or after 1<sup>st</sup> October 2017.

#### **On or after 1<sup>st</sup> October 2017**

- A person who has appealed against an instance of clamping to a parking controller, has received notification of the outcome of the appeal **on or after 1<sup>st</sup> October 2017** and is not satisfied with the determination of the appeal, may make a further appeal to the NTA – however the appeal to the NTA must be made within 30 days of receipt of notification of the decision of the parking controller\*\*. Appeals to the Independent Parking Appeals Service (IPAS) will not be accepted on or after this date.

### **In all cases of vehicles subject to clamping activities on public roads**

#### **Before 1<sup>st</sup> September 2017**

- A person who has appealed against an instance of clamping to a parking controller – in the case of Dublin City this is *Dublin Street Parking Services*, [www.dsps.ie](http://www.dsps.ie), has received notification of the outcome of the appeal **before 1<sup>st</sup> September 2017** and is not satisfied with the determination of the appeal, may make a further appeal to the local authority (in the case of Dublin City, this is *Dublin City Council*, [www.dublincity.ie](http://www.dublincity.ie)).

#### Between 1<sup>st</sup> September 2017 and 30<sup>th</sup> September 2017

- A person who has appealed against an instance of clamping to a parking controller – in the case of Dublin City this is *Dublin Street Parking Services*, [www.dsps.ie](http://www.dsps.ie), has received notification of the outcome of the appeal **between 1<sup>st</sup> September 2017 and 30<sup>th</sup> September 2017** and is not satisfied with the determination of the appeal, may make a further:
  - Appeal to the local authority (in the case of Dublin City, this is *Dublin City Council*, [www.dublincity.ie](http://www.dublincity.ie)), or
  - Appeal to the NTA – however the appeal to the NTA must be made within 30 days of receipt of notification of the decision of the parking controller\*\* and can only be made on or after 1<sup>st</sup> October 2017.

#### On or after 1<sup>st</sup> October 2017

- A person who has appealed against an instance of clamping to a parking controller – in the case of Dublin City this is *Dublin Street Parking Services*, [www.dsps.ie](http://www.dsps.ie), has received notification of the outcome of the appeal **on or after 1<sup>st</sup> October 2017** and is not satisfied with the determination of the appeal, may make a further appeal to the NTA – however the appeal to the NTA must be made within 30 days of receipt of notification of the decision of the parking controller\*\*.

#### \*Companies affiliated to IPAS:

APCOA Parking (APCOA)  
Euro Car Parks  
Munster Car Parking Services  
Nationwide Controlled Parking Systems (NCPS)

Full details are available at [www.ipas.ie](http://www.ipas.ie)

#### \*\*Date of receipt of notification of outcome of appeal to a parking controller (decision of the parking controller) is:

- In the case of e-mail notification, the date the e-mail was sent
- In the case of notification using the postal system, seven days after the date of the notification letter