

Original NIP



Sussex Police
Serving Sussex

www.sussex.police.uk

Appendix 2
PLEASE RETURN FORM TO:

Sussex Safer Roads Unit
PO BOX 2106
Shoreham-by-Sea
BN43 6WW

General Enquiries: 01273 404079
Mon-Fri 10am – 12pm
Safetycamera@sussex.pnn.police.uk

«OFFENDER_TITLE» «OFFENDER_FORENAMES» «OFFENDER_SURNAME»
«OFFENDER_ADDRESS_LINE1»
«OFFENDER_ADDRESS_LINE2»
«OFFENDER_ADDRESS_LINE3»
«OFFENDER_ADDRESS_LINE4»
«OFFENDER_ADDRESS_LINE5»

Notice Number: «NOTICE_NUMBER»

Date: «LETTER DATE»

NOTICE OF INTENDED PROSECUTION

In accordance with Section 1 of the Road Traffic Offenders Act 1988, I hereby give you notice that it is intended to take proceedings against the driver of the motor vehicle «VEHICLE_REG_NO» for the alleged offence of «OFFENCE_DESCRIPTION» travelling at «VEHICLE_SPEED»mph at «OFFENCE_TIME» on «OFFENCE_DATE» at «OFFENCE_LOCATION».

If you have received this notice on behalf of a limited company, this form is for the attention of the Company Secretary. For companies who do not have a Company Secretary this form is for the attention of any other responsible person.

Request for information as to the driver

On behalf of the Chief Constable of Sussex Police under Section 172 of the Road Traffic Act 1988 you are required to supply any information requested below within 28 days of the date of this notice.

WARNING: DO NOT IGNORE THIS NOTICE. FAILING TO PROVIDE THE NECESSARY INFORMATION WILL RENDER YOU LIABLE TO PROSECUTION. SUPPLYING FALSE INFORMATION IS A FAR MORE SERIOUS OFFENCE AND WILL BE PROSECUTED IN EVERY CASE.

If you are the keeper of the above vehicle at the time of the alleged offence, you are required to provide the full name and address of the driver at the time of the alleged offence.

OR

If you are not the keeper of the vehicle at the time of the alleged offence, you are required to give any information in your power which may lead to the driver's identification.

The form **MUST BE COMPLETED AND SIGNED BY THE ADDRESSEE** or in the case of a company, by a responsible person who has completed this form.

IF YOU WERE THE DRIVER at the time of the alleged offence you are required to complete section A in all cases. If your details are not correct then fill in section C as well.

IF YOU WERE NOT THE DRIVER at the time of the alleged offence you are required to tick the appropriate boxes in sections A & B and supply, at section C, the name and address of the driver of the vehicle.

If you are unable to identify the driver, use a separate piece of paper to explain why and ensure this is returned with the Section 172 form.

Mrs M Short, Manager, CTSU Operations Department
On behalf of the Chief Constable of Sussex Police

The Sussex Police Public Access website is available for you to view online information about the allegation together with guidance notes about filling in this form.

The website address is www.sussexpas.co.uk
Your Public Access PIN is: «PAS_PIN_NEW»

Original Leaflet

The Fixed Penalty system is designed as a fast track system where the offender does not dispute that an offence has taken place and we will therefore NOT enter into correspondence that raises issues that would be more appropriately dealt with in Court. Please see mitigating circumstances below.

Appendix 2

➤ Why have I received a Notice of Intended Prosecution (NIP) for a Camera detected offence?

When a vehicle is detected exceeding the speed limit or contravening a red traffic light, the Law requires that where practically possible, the registered keeper is notified of the allegation and informed that they may be prosecuted. This is the reason you have received an NIP. The form that you have received warns you that you may be prosecuted and also includes a requirement to identify who was driving the vehicle. If you have been nominated as the driver at the time of the offence you will also receive this notice.

➤ I was the driver of the vehicle, what must I do now?

If you were the driver of the vehicle at the time of the alleged offence AND you are the person to whom the correspondence is addressed to:

Complete Section A. If the details on the front of the notice are incorrect also complete Section C with the correct information. **You must sign the form before returning it.**

➤ I was not the driver of the vehicle, what must I do now?

If you were not the driver you must complete Section C **and sign the form before returning it.** DO NOT pass the form to the person you are nominating to complete.

➤ I don't know what my driver number is, where do I find it?

Your driver number is located on either your paper licence counterpart or photo-card and begins with the first 5 letters of your surname.

➤ I don't know who was driving what should I do?

If you are the keeper of the vehicle you are required to give sufficient information to identify the driver. If you are not the keeper of the vehicle you are required to give any information which it is in your power to give that may lead to the driver being identified. If for any reason you are unable to identify the driver you must still reply to the notice. You should give a full account of the circumstances that prevent you from providing the necessary information and you may need to attach additional documents to your response in support of your explanation.

➤ What happens if I fail to provide the identity of the driver?

The request for information to identify the driver is made under Section 172 of the Road Traffic Act 1988. If you fail to respond to the request or fail to provide the necessary information without giving an acceptable explanation, it is likely that you will be prosecuted for failing to provide driver details. The penalty upon conviction for this offence is a fine and penalty points.

➤ How do I know that the speed recorded is correct?

All devices used by the Partnership are Home Office Type Approved, which the law presumes to be accurate. In addition, each device has a secondary method of corroborating the speed detected.

➤ Driver Education Courses

An education course may be offered if the following criteria are met:

- You have not completed a similar course within the last 3 years or been offered a similar course for a separate offence which you are yet to book or attend
- You have provided your driving licence number and date of birth on the returned Notice
- You were the driver of the vehicle and returned the completed Notice in sufficient time for a course to be completed within 4 and a half months of the date of offence*

*Due to timescales, no offers of a course will be issued after this time.

➤ Can I have a copy of the photograph?

The Sussex Police Public Access website is available for you to view online information about the allegation together with guidance notes about filling in this form. To view the photographic image please visit www.sussexpas.co.uk






➤ Can I have a copy of the calibration certificate?

We are not required to provide a copy of the calibration certificate as it is not a condition of Type Approval.

➤ Why are there no 30mph speed limit signs in the area?

All roads with a system of regular street lighting have a limit of 30mph unless signed otherwise. Repeater signs on these roads are only required if the speed limit is not 30mph.

➤ I don't know what the speed limit is for my class of vehicle

	Built up areas*	Single carriageway	Dual carriageway	Motorway
	30	60	70	70
	30	50	60	60
	30	50	60	70
	30	50	60	70
	30	50	60	60

The 30mph limit applies to all traffic on all roads with street lighting unless signs show otherwise.



The National Speed Limit sign means 60mph on a single carriageway and 70mph on a dual carriageway or motorway for cars and motorcycles unless signs show otherwise.

➤ The Notice of Intended Prosecution (NIP) arrived more than 14 days after the alleged offence. Is it still valid?

Please be aware that the first NIP will be sent to the person who is recorded at the DVLA as being the owner/keeper of the vehicle at the time of the offence. If your name and address have been obtained by other means or if you have been nominated as the driver, the NIP that you receive may well be delivered outside the 14 day limit but a prosecution is still be lawful.

➤ Mitigating Circumstances?

You can request to contest the matter at Court but the following **will not** be accepted as mitigation. In certain circumstances e.g. high speed offences, you may be referred directly to Court. You may also incur additional Court costs.

- I did not know the road
- I did not see the signs
- I was not aware of camera enforcement in the area
- I was late or needed the toilet
- The road was clear/it was late night/early morning
- I have a clean driving licence
- I was following my Sat Nav
- It is my first offence
- The camera was faulty

➤ Returned Notice Check list – Did you?

- Tick the relevant boxes
- Provide your licence number and date of birth or provide the full name & address for the nominated driver
- Sign, date and print your name
- Provide a contact number
- Use full postage

Amended NIP



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Safetycamera@sussex.pnn.police.uk

* «NOTICE NUMB

* «NOTICE NUMB

Appendix 2

Date: «LETTER_DATE» «NOTICE_NUMBER»

IF YOU WERE NOT THE DRIVER please sign and provide the information requested below.

I «OFFENDER_FULLNAME» declare that the information I have entered below is TRUE.

Signature: Today date:

You are required by law to provide any information which may lead to the identification of the driver at the time of the alleged offence. If you provide false information, you may face additional penalties of up to a £1,000 fine and 6 penalty points (in addition to any penalties for the initial offence).

If you were not the driver, please tick the relevant box below to confirm why, AND provide details of the person who you believe was the driver.

☒ I was not the driver at the time of the alleged offence and believe the driver was the person I have identified below.

☒ I was not the driver of the vehicle at the time of the alleged offence because I sold/disposed of it to the person I have identified below.

Date Sold/Disposed

☒ I was not the driver of the vehicle at the time of the alleged offence because I bought/acquired it from the person I have identified below.

Date Bought/Acquired

☒ VEHICLE HIRE FIRM STATEMENT - At the time of the alleged offence the vehicle was on hire to the person identified below.

Date Hired

Time Hired
(00:00 – 23:59)

Return Date

Return Time
(00:00 – 23:59)

•If you were the driver and your contact details are incorrect, please provide correct details below.

•If you were NOT the driver, please provide full details of the person you believe to be the driver or keeper of the vehicle at the time of the offence below. Please complete in CAPITAL LETTERS:

Title ☒ Male ☒ Female Date of Birth

Surname or Company Name

Forename(s)

Address

Postcode Telephone Number

The information supplied in this notice may be used by other enforcement agencies for the detection of other offences.

Amended Leaflet



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No driver means to kill They were just going too fast



The scene of a fatal three car collision on the A272 in Sussex

Roger Bamber / Alamy Stock Photo

Your vehicle has been caught speeding. Speeding is dangerous because it reduces your chance to react, even if you're an experienced driver. Whether it's a short journey, you're late to work or the roads are empty, there are some things you can't anticipate.

We know that many people who speed aren't doing so deliberately. But whether on purpose or not, speeding increases the risk you are involved in a collision. In Sussex alone, these collisions kill or seriously injure at least two people a day, one of the highest amounts in Britain.

A lot of thought has gone into setting speed limits in Sussex, they take into account the history of accidents in this area – that's why they're here, because we don't want to see history repeat itself.

The reason you're getting this letter is to make sure the next time we're called to investigate a serious collision, you're not involved.



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Important information about this notice

- If you were the driver, failure to provide your full driving licence information will result in you not being able to be considered for an educational course.
- Failing to provide information about the driver of the vehicle is an **offence**. This offence has a penalty of up to £1,000 and an additional six penalty points. Companies will receive a larger fine.
- Providing false information to the police is also a **criminal offence**. This offence has a penalty of between 6 and 24 months imprisonment and/or an additional fine.
- Do not complete and return the notice if you are not the named recipient.
- To view online information about the allegation together with guidance notes about filling in this form visit the Sussex Police Public Access website: **www.sussexpas.co.uk**.
- You must not pass the notice on to another person to complete or sign on your behalf.

Anniversary Letter



Jane Smith

123 Crescent Rise
Hastings
TN34 1AA

Date: 18/1/2019

Dear Jane,

On behalf of the Sussex Police, I'd like to encourage you to start as you mean to go on – keep to the speed limit this New Year.

The picture below was taken just over a year ago, on 18 October 2017, when you were caught speeding on Gatwick Road in Crawley. As a result, you paid a fine and received three points on your licence.

In Sussex, two people are killed or seriously injured on our roads every day, one of the highest rates in the UK. A lot of thought goes into speed limits. They take into account the history of accidents in the areas. That's why we enforce them, we want to keep the roads of Sussex safe.

Since the New Year is time for aspirations and resolutions, I wanted to send you this reminder to encourage you to stick to the limit this year.



Please help us to keep the roads safe and ensure you do not break the speed limit in 2019.

Yours faithfully,

Neil Honnor, Chief Superintendent