

Ref: FOI / 5930

22<sup>nd</sup> August 2025

## **Freedom of Information Act 2000 Request - EV Charging Bay Misuse and Enforcement**

I refer to your FOI request and respond as follows:

### **1. Does your authority currently enforce any EV charging bays (e.g. through a Traffic Regulation Order or other legal mechanism)?**

The enforcement of the misuse of EV charging points is via the Off-Street Parking (NI) Order 2000. Contravention Code 71 is summarised as parked in an EV charging place during operating hours without charging.

Derry City and Strabane District Council is responsible for operating and enforcing 29 off-street car parks in the city and district  
<https://www.derrystrabane.com/services/car-parking-information>

Since 1<sup>st</sup> April 2024 Marston Holdings Ltd have provided enforcement services on behalf of the Council. Prior to 1<sup>st</sup> April 2024 enforcement was provided by way of an agency agreement with the Department for Infrastructure.

### **If yes, please provide:**

#### **a. The number of Penalty Charge Notices (PCNs) issued for EV bay misuse (i.e. parked without actively charging), broken down by calendar year (2020–2025 to date).**

Council does not hold this information, please contact Marston Holdings - [media.enquiries@marstonholdings.co.uk](mailto:media.enquiries@marstonholdings.co.uk) for this information for the period 1<sup>st</sup> April 2024 onwards.

For information relating to the period prior to 1<sup>st</sup> April 2024 please contact the Dept for Infrastructure email [roads.parking@infrastructure-ni.gov.uk](mailto:roads.parking@infrastructure-ni.gov.uk) or by phone 028 9054 0400

**b. The total value of fines issued for EV bay misuse, broken down by year.**

Council does not hold this information, please contact Marston Holdings - [media.enquiries@marstonholdings.co.uk](mailto:media.enquiries@marstonholdings.co.uk) for this information.

For the period 1<sup>st</sup> April 2024 onwards. For information relating to the period prior to 1<sup>st</sup> April 2024 please contact the Dept for Infrastructure email [roads.parking@infrastructure-ni.gov.uk](mailto:roads.parking@infrastructure-ni.gov.uk) or by phone 028 9054 0400

**2. The number of publicly accessible EV charging bays currently managed by the council or under its parking enforcement remit.**

There are 13 EV charging bays within Derry City and Strabane District Council's off-street car parks, 10 of these are within charging car parks and enforced by appointed contractor Marston Holdings. The other 3 are in free of charge car parks, which are not enforced.

**3. If available, the three most commonly misused EV bay locations (e.g. by street name, car park, or postcode).**

Council does not hold this information, please contact Marston Holdings - [media.enquiries@marstonholdings.co.uk](mailto:media.enquiries@marstonholdings.co.uk) for this information

**4. If held, the number of drivers who received more than one PCN for EV bay misuse during this period.**

Council does not hold this information, please contact Marston Holdings - [media.enquiries@marstonholdings.co.uk](mailto:media.enquiries@marstonholdings.co.uk) for this information

If you are dissatisfied with our response, you have rights of review and appeal; these rights consist of two review processes.

Firstly, our internal review procedure is available by contacting:

John Kelpie  
Chief Executive  
Derry City and Strabane District Council  
98 Strand Road  
Derry BT48 7NN  
Tel: 028 71253253 or email: [john.kelpie@derrystrabane.com](mailto:john.kelpie@derrystrabane.com)

Secondly, you can appeal directly by contacting the Information Commissioner at:

Information Commissioner  
Wycliffe House  
Water Lane  
Wilmslow  
CHESHIRE SK9 5AF  
Tel: 0303 123 1113 (local rate) or email: [casework@ico.org.uk](mailto:casework@ico.org.uk)

I would however advise that the Information Commissioner has indicated that a review will not be undertaken unless the Council has first had an opportunity to re-consider its decision.

Yours sincerely

**Kevin O'Connor**  
**Head of Business**