



**FPRA**  
FEDERATION OF PRIVATE  
RESIDENTS' ASSOCIATIONS

P O Box 10271  
EPPING  
CM16 9DB

**Telephone Number:**  
**0871 200 3324**

E-mail: [info@fpra.org.uk](mailto:info@fpra.org.uk)  
Website: [www.fpra.org.uk](http://www.fpra.org.uk)

## The Voice of Leaseholders

**Embargo: Immediate 00.01am Monday 18th October 2010**  
**The Federation of Private Residents Associations Ltd.**  
**PO Box 10271**  
**Epping, CM16 9DB**  
**E-mail. [info@fpra.org.uk](mailto:info@fpra.org.uk).**  
**Web. [www.fpra.org.uk](http://www.fpra.org.uk).**  
**Main Telephone Number: 0871 200 3324**

# Home Office Minister ignores flat residents' concerns over car clamping ban

The Federation of Private Residents' Associations (FPRA), which represents flat owners in England and Wales, is lobbying Home Office Minister Lynne Featherstone MP to think again about her proposed ban on clamping cars on private property, as it will cause major problems for ordinary residents living in blocks of flats. The Home Office has so far ignored the issues raised, preferring instead to rely on bland standardised statements. The car clamping ban is expected to be included in this autumn's Freedom Bill

Lynne Featherstone's knee-jerk proposal to ban wheel clamping may not be the populist measure she anticipated. She has failed to appreciate that thousands of ordinary residents living in blocks of flats with car parking spaces are victims of illegal car parking. And as anyone involved in the management of parking knows, the only serious deterrent to illegal parking is the threat of clamping. The issuing of penalty tickets is not an effective deterrent because they are very difficult to enforce, as highlighted recently by BBC Watchdog.

Lynne Featherstone says that landowners can erect barriers around their property to control illegal parking. This might be fine for well-heeled companies, the landed gentry and government departments, but it displays a dismal ignorance of how this can be achieved in blocks of flats.

The FPRA have pointed out to the Home Office that

1. Residents and leaseholders of blocks of flats may not be able to install barriers because the terms of the lease will not allow them;
2. If the lease does allow or if it is amended to allow (a very complicated and costly process) the installation of barriers, the cost of installing and maintaining them will fall on the ordinary leaseholder, which includes pensioners and the not-so-well-off. Will the government contribute to this cost?
3. Barriers are restrictive and inconvenient to residents, visitors and trade vehicles interfering with the free movement in and out of where they live, work or visit.

FPRA Committee member Stephen Guy adds

'Lynne Featherstone's understanding of car clamping is depressingly naive. She seems to just think that it's a black and white issue of drivers as victims, when in fact victims are also residents whose lives are plagued by illegally parked cars. She naively thinks 'landowners' can just erect barriers, having no understanding that 'landowners' also includes ordinary people - leaseholders - in blocks of flats who could be forced to pay for the installation and management of barriers, if the lease allows it. And most likely the lease will not allow it, in which case there is little that those residents can do to effectively keep out unwanted cars. This will bring misery to a lot of people'

The FPRA argues that the real problem is rogue car clampers, and the solution is to regulate the system, not ban the practice. Therefore the FPRA is calling on the Home Office to work with us to come up with proposals to provide robust regulation of the wheel clamping industry, and avoid this rash and ill-conceived piece of legislation.

Full letter sent to Home Office Minister Lynne Featherstone MP and the bland reply from civil servants.

**Media Contact:-**

***Stephen Guy - Committee member***

**Federation of Private Residents' Associations**

**Main Telephone Number:**

**0871 200 3324**

**Direct email: [Stephen@fpra.org.uk](mailto:Stephen@fpra.org.uk)**

**Notes to Editors:**

The FPRA is a non-political, not-for-profit advice, support and lobbying organisation for our members who include private residential leaseholders, tenants' and residents' associations and residential management companies as well as those companies where the leaseholders together own the freehold of their own residential block.

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Telephone Number; 0871 200 3324 (normal national rates apply)

E-mail. [info@fpra.org.uk](mailto:info@fpra.org.uk).

Web. [www.fpra.org.uk](http://www.fpra.org.uk).

Direct email. [info@fpra.org.uk](mailto:info@fpra.org.uk)