

**79BCC. Cancelling notice under s. 79BA, 79BCA or 79BCD**

- (1) In this section —  
*notice to surrender* means —
  - (a) a surrender notice given under section 79BA; or
  - (b) a surrender substitute vehicle notice given under section 79BCA; or
  - (c) a surrender alternative vehicle notice given under section 79BCD.
- (2) If a senior police officer is satisfied that —
  - (a) a notice to surrender has been given to a person in respect of a vehicle; and
  - (b) the vehicle has not been impounded under section 79BB, 79BCB or 79BCE, as the case may be; and
  - (c) either —
    - (i) if the vehicle were so impounded, the vehicle would be a vehicle that could, under section 79D, be released before the impounding period ends; or
    - (ii) the vehicle's condition is such that it no longer functions as a vehicle and a licence could not be granted for it under the *Road Traffic (Vehicles) Act 2012* Part 2,

the officer may cancel the notice to surrender.
- (3) As soon as is practicable after a senior police officer cancels a notice to surrender, the officer must give a written notice of the cancellation to the person to whom the notice to surrender was given.