



---

*Number 28 of 2006*

---

**ROAD TRAFFIC AND TRANSPORT ACT 2006**

---

ARRANGEMENT OF SECTIONS

Section

1. Obligation to provide specimen following arrest, etc.
  2. Road haulage and road passenger transport operators' licences.
  3. Short title.
-

[No. 28.] *Road Traffic and Transport Act 2006.* [2006.]

ACTS REFERRED TO

European Communities Act 1972	1972, No. 27
Nurses Act 1985	1985, No. 18
Road Traffic Act 1994	1994, No. 7
Road Traffic Act 2006	2006, No. 23
Road Traffic Acts 1961 to 2006	
Road Transport Act 1933	1933, No. 8
Road Transport Act 1986	1986, No. 16
Road Transport Act 1999	1999, No. 15



---

Number 28 of 2006

---

**ROAD TRAFFIC AND TRANSPORT ACT 2006**

---

AN ACT TO AMEND AND EXTEND PART III OF THE ROAD TRAFFIC ACT 1994 AND TO MAKE PROVISION FOR THE MINISTER FOR TRANSPORT TO GRANT LICENCES TO ROAD HAULAGE AND ROAD PASSENGER TRANSPORT OPERATORS AND TO PROVIDE FOR CONNECTED MATTERS.

[4th October, 2006]

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

1.—(1) The Road Traffic Act 1994 is amended—

Obligation to provide specimen following arrest, etc.

(a) in section 9(1), by inserting after the definition of “intoxicant” the following:

“ ‘nurse’ means a person registered in the register of nurses established under section 27 of the Nurses Act 1985.”,

(b) in section 13—

(i) by substituting for subsection (1) the following:

“(1) Where a person is arrested under section 49(8), 50(10), 53(6), 106(3A) or 112(6) of the Principal Act, section 12(4) of this Act or section 4(7) of the Road Traffic Act 2006, a member of the Garda Síochána may, at a Garda Síochána station, do either or both of the following:

(a) require the person to provide, by exhaling into an apparatus for determining the concentration of alcohol in the breath, 2 specimens of his or her breath and may indicate the manner in which he or she is to comply with the requirement;

(b) require the person either—

(i) to permit a designated doctor or designated nurse to take from the person a specimen of his or her blood, or