STATUTORY INSTRUMENTS

2015 No. 583

ROAD TRAFFIC

The Road Safety Act 2006 (Consequential Amendments) Order 2015

Made - - - -	*3rd March 2015*
Coming into force - -	*8th June 2015*

The Secretary of State, in exercise of the powers conferred by section 60 of the Road Safety Act 2006(**1**), makes the following Order.

In accordance with section 60(4) of that Act, a draft of this instrument has been laid before Parliament and approved by a resolution of each House of Parliament.

Citation and commencement

1.—(1) This Order may be cited as the Road Safety Act 2006 (Consequential Amendments) Order 2015 and comes in to force on 8th June 2015.

(2) In this Order "the Act" means the Road Safety Act 2006.

Repeals and revocations

2. Schedule 1 (which contains repeals and revocations of legislation in consequence of provision made by or under the Act) has effect.

Amendment of legislation

3. Schedule 2 (which contains amendments to legislation in consequence of provision made by or under the Act) has effect.

(**1**) 2006 c.49.

Signed by authority of the Secretary of State for Transport

Claire Perry
Parliamentary Under Secretary of State
Department for Transport

3rd March 2015

SCHEDULE 1 Article 2

Repeals and revocations

PART 1

Primary Legislation

Table 1

Enactment	*Extent of Repeal*
The Road Traffic Act 1991(**2**)	Paragraph 94 of Schedule 4
The Road Traffic (New Drivers) Act 1995(**3**)	Paragraph 5 of Schedule 2
The Criminal Procedure (Consequential Provisions) (Scotland) Act 1995(**4**)	Paragraph 71(5) of Schedule 4
Crime (International Co-operation) Act 2003(**5**)	Paragraphs 29, 30, 36(d) and 37(d) of Schedule 5
The Legal Aid, Sentencing and Punishment of Offenders Act 2012(**6**)	Paragraph 7 of Schedule 27

PART 2

Secondary Legislation

Table 2

Enactment	*Extent of Revocation*
The Driving Licences (Community Driving Licence) Regulations 1996(**7**)	Paragraphs 32 and 33 of Schedule 1

(**2**) 1991 c.40.
(**3**) 1995 c.13.
(**4**) 1995 c.40.
(**5**) 2003 c.32
(**6**) 2012 c.10.
(**7**) S.I. 1996/1974.

SCHEDULE 2 Article 3

Amendments to Legislation

PART 1

Primary Legislation

The Public Passenger Vehicles Act 1981

1. In section 68(2) (defences available to persons charged with certain offences) of the Public Passenger Vehicles Act 1981(**8**) omit the words "and (3)".

The Road Traffic Act 1988

2. The Road Traffic Act 1988(**9**) is amended as follows—

(a) in section 97 (grant of licences)—

(i) in subsection (1)(c)(ia) for the words "and its counterpart (if any) issued to him under this Part of this Act" substitute the words "(if any)";

(ii) in subsection (1AA)—

(aa) for the words "counterparts mentioned in that sub-paragraph" substitute "counterpart (if any)";

(bb) in paragraph (b) after the words "Northern Ireland counterpart" insert the words "(if any)";

(b) in section 99A(5) (authorisation to drive in Great Britain) omit paragraph (a) and omit "(b)";

(c) in section 125 (the register of approved instructors)—

(i) in subsection (3)(b)(iii) omit the words "and a counterpart of that licence";

(ii) in subsection (10) for the words "and "counterpart", in relation to a Community licence, have the same meanings" substitute "has the same meaning";

(d) in section 142 (index to Part 5) omit the words "and counterpart in relation thereto";

(e) in section 165A (power to seize vehicles driven without licence or insurance)—

(i) in subsection (2)(a) omit the words "and its counterpart";

(ii) in subsection (6)(a) omit the words "and its counterpart";

(iii) in subsection (9)(c) for the words ""counterpart" and "licence" have the same meanings" substitute ""licence" has the same meaning";

(f) in section 173 (forgery of documents, etc.) omit subsection (4);

(**8**) 1981 c. 14; section 68(2) was amended by section 139 of the Transport Act 1985 (c.67) and by section 16 of, and Schedule 6 to, the Road Traffic (Driver Licensing and Information Systems) Act 1989 (c.22).

(**9**) 1988 c.52; section 97(1)(c) was substituted by S.I. 1996/1974 and amended by section 78 of the Crime (International Co-operation) Act 2003 (c.32), section 97(1AA) was inserted by section 78 of the Crime (International Co-operation) Act 2003, section 99A was inserted by S.I. 1996/1974, subsections 125(3) and 125(10) were amended by S.I. 1999/357, the table entry "Community Licence and counterpart in relation thereto" in section 142 was inserted by S.I 1999/357, section 165A was inserted by section 152 of the Serious Organised Crime and Police Act 2005 (c.15), sub-section 173(4) was amended by S.I. 1996/1974 and paragraph 29 of Schedule 5 to the Crime (International Co-operation) Act 2003, section 193A was inserted by section 46(2) of the Road Traffic Act 1991 (c.40) and amended by paragraph 31 of Schedule 5 to the Crime (International Co-operation) Act 2003 (c.32) and S.I. 1996/1974.

(g) in section 193A(2)(b) (tramcars and trolley vehicles) omit "32," and for the words "to 91B" substitute ", 91A"(**10**).

The Road Traffic Offenders Act 1988

3. The Road Traffic Offenders Act 1988(**11**) is amended as follows—

(a) in section 2(2)(b) (requirement of warning etc: supplementary) for "54(4)" substitute "54(5)"(**12**);

(b) in section 10(1)(b) (jurisdiction of district court in Scotland) for "77" substitute "77A" (**13**);

(c) in section 46(3) (combination of disqualification and endorsement with probation orders and orders for discharge) omit ", 45";

(d) in section 75(9) (issue of conditional offer) omit the words "(8)(b) and";

(e) in section 76(5) (effect of offer and payment of penalty) for "77" substitute "77A";

(f) in section 79 (statements by constables)—

(i) in subsection (1) for "54(4)" substitute "54(5)";

(ii) in subsection (6)(b) for "54(4)" substitute "54(5)";

(g) in section 91ZA (application to Northern Ireland licence holders) in subsection (1) omit paragraph (g);

(h) in section 91A(1) (application to Community licence holders) for the words from "27" to "48(1) and (2)" substitute "and 27".

(i) in section 98(1) (general interpretation), in the definition of "the provisions connected with the licensing of drivers" omit "32,";

(j) in Schedule 1, in the table after paragraph 4, for the entry relating to section 99B(11) of the Road Traffic Act 1988(**14**) substitute—

"RTA section 99B(11)	Driving after failing to comply with a requirement under section 99B(7) or (10)	Section 6 of this Act. "

(**10**) Section 91A of the Road Traffic Offenders Act 1988 (c.53) was inserted by S.I. 1996/1974 and amended by paragraph 32 of Schedule 2 to the Road Safety Act 2006.

(**11**) 1988 c. 53; section 10(1) was amended by paragraph 7(a) of the Schedule to the Criminal Proceedings etc. (Reform) (Scotland) Act 2007 asp 6 (Scottish Act), section 46(3) was amended by paragraph 71 of Schedule 4 to the Criminal Procedure (Consequential Provisions) (Scotland) Act 1995 (c.40), paragraph 11 of Schedule 2 to the Road Safety Act 2006 (c.49) and paragraph 37 of Part 2 of Schedule 2 to the Criminal Justice and Licensing (Scotland) Act 2010 asp 13 (Scottish Act), section 75(9) was substituted by section 34 of the Road Traffic Act 1991 (c.40) and amended by paragraph 24 of Schedule 2 to the Road Safety Act 2006, section 76(5) was substituted by paragraph 16 of Schedule 1 to the Road Safety Act 2006, section 79(1) was amended by section 58 of and paragraph 18 of Schedule 1 to and paragraph 2 of Schedule 7 to the Road Safety Act 2006, section 79(6) was amended by paragraph 18 of Schedule 1 to the Road Safety Act 2006, section 91ZA(1) was inserted by section 77 of the Crime (International Co-operation) Act 2003 and amended by paragraph 31 of Schedule 2 to and paragraph 57 of Schedule 3 to the Road Safety Act 2006, section 91A(1) was inserted by S.I. 1996/1974 and amended by paragraph 32 of Schedule 2 and paragraph 59 of Schedule 3 to the Road Safety Act 2006, the definition of "the provisions connected with the licensing of drivers" in section 98 was amended by paragraph 35 of Schedule 5 to the Crime (International Co-operation) Act 2003, the entry relating to section 99B of the Road Traffic Act 1998 in paragraph 4 of Schedule 1 to the Act was inserted by S.I. 1996/1974 amended by paragraph 36 of Schedule 5 of the Crime (International Co-operation) Act 2003, the entry relating to section 99B of the Road Traffic Act 1998 in Schedule 2, Part 1, paragraph 1 was amended by paragraph 37 of Schedule 5 to the Crime (International Co-operation) Act 2003.

(**12**) Section 54(5) of the Road Traffic Offenders Act 1988 was substituted by section 10 of the Road Safety Act 2006.

(**13**) Section 77A of the Road Traffic Offenders Act 1988 was inserted by paragraph 27 of Schedule 2 to the Road Safety Act 2006 and amended by paragraph 54 of Schedule 3 to that Act.

(**14**) Section 99B of the Road Traffic Act 1988 was inserted by S.I. 1996/1974.