STATUTORY RULES OF NORTHERN IRELAND

2016 No. 182

ROAD TRAFFIC AND VEHICLES

The Road Traffic (Fixed Penalty) (Amendment) Order (Northern Ireland) 2016

Made - - - - *18th March 2016*

Coming into operation *31st May 2016*

The Department of the Environment makes the following Order in exercise of the powers conferred by Article 59(1) of the Road Traffic Offenders (Northern Ireland) Order 1996(**1**).

In accordance with Article 91(1) of that Order the Department has consulted with such representative organisations as it thinks fit.

Citation and commencement

1. This Order may be cited as the Road Traffic (Fixed Penalty) (Amendment) Order (Northern Ireland) 2016 and shall come into operation on 31st May 2016.

Amendment of the Road Traffic (Fixed Penalty) Order

2. For Schedule 1 to the Road Traffic (Fixed Penalty) Order (Northern Ireland) 2007(**2**) (fixed penalties) substitute—

"SCHEDULE 1 Article 2

Fixed Penalties

	Offence	*Fixed Penalty*
1.	A fixed penalty offence under section 11 of the HGV Road User Levy Act 2013(**3**)	£300
2.	A fixed penalty offence under section 4(4) of the Transport Act (Northern Ireland) 1967(**4**)	£200

(**1**) S.I. 1996/1320 (N.I. 10); Article 59 was renumbered by Article 22 of S.I. 2007/916 (N.I. 10)
(**2**) S.R. 2007 No. 319; Schedule 1 was substituted by Article 2 of S.R. 2013 No. 197 and amended by Article 2 of S.R. 2014 No. 232
(**3**) 2013 c. 7
(**4**) 1967 c. 37 (N.I.); Section 4(4) was amended by S.R. 1972 No. 359 and S.I. 1984/703 (N.I. 3)

	Offence	*Fixed Penalty*
3.	A fixed penalty offence under Article 81(2) of the Road Traffic (Northern Ireland) Order 1981(**5**)	£200
4.	A fixed penalty offence under Article 86 of the Road Traffic (Northern Ireland) Order 1981	£200
5.	A fixed penalty offence under Article 90 of the Road Traffic (Northern Ireland) Order 1981	£200
6.	A fixed penalty offence under Article 80(1) of the Road Traffic (Northern Ireland) Order 1995(**6**)	£200
7.	A fixed penalty offence under regulation 7(3) of the Passenger and Goods Vehicles (Recording Equipment) Regulations (Northern Ireland) 1996(**7**)	£200
8.	A fixed penalty offence under regulation 7D of the Passenger and Goods Vehicles (Recording Equipment) Regulations (Northern Ireland) 1996(**8**)	£200
9.	A fixed penalty offence under Article 91E(6) of the Road Traffic Offenders (Northern Ireland) Order 1996(**9**)	£200
10.	A fixed penalty offence under section 1(3) of the Taxis Act (Northern Ireland) 2008(**10**)	£200
11.	A fixed penalty offence under section 3(10) of the Taxis Act (Northern Ireland) 2008	£200
12.	A fixed penalty offence under section 12 of the Taxis Act (Northern Ireland) 2008 (using a taxi in standing or plying for hire or reward or to carry passengers for hire or reward except under a taxi licence in force for that taxi)	£200
13.	A fixed penalty offence under section 22 of the Taxis Act (Northern Ireland) 2008 (driving a taxi when it is standing or plying for hire or reward or carrying passengers for hire or reward without a taxi driver licence in contravention of section 22(1))	£200
14.	A fixed penalty offence under section 22(3) of the Taxis Act (Northern Ireland) 2008 (subject to Article 57(3) of the Road Traffic Offenders (Northern Ireland) Order 1996, causing or permitting, by the owner or operator, the driving of the taxi for hire or reward without a taxi driver licence in contravention of section 22(3))	£200
15.	A fixed penalty offence under section 44(2)(a) of the Taxis Act (Northern Ireland) 2008 (altering, with intent to deceive, the plaque affixed by the Department following the taximeter test in contravention of section 44(2)(a))	£200
16.	A fixed penalty offence under section 44(2)(c) of the Taxis Act (Northern Ireland) 2008 (making or possessing, as to be calculated	£200

(**5**) S.I. 1981/154 (N.I. 1)
(**6**) S.I. 1995/2994 (N.I. 18)
(**7**) S.R. 1996 No. 145
(**8**) Regulation 7D was inserted by regulation 7(1) of S.R. 2006 No. 274
(**9**) Article 91E was inserted by Article 12(1) of S.I. 2007/916 (N.I. 10)
(**10**) 2008 c. 4 (N.I.)

	Offence	*Fixed Penalty*
	to deceive, a thing closely resembling a taximeter plaque in contravention of section 44(2)(c))	
17.	A fixed penalty offence under section 1(6) of the Goods Vehicles (Licensing of Operators) Act (Northern Ireland) 2010(**11**)	£200
18.	A fixed penalty offence under Article 177 of the Road Traffic (Northern Ireland) Order 1981(**12**)	£120
19.	A fixed penalty offence under section 16 of the Taxis Act (Northern Ireland) 2008 (demanding additional rates, fares or charges or more than the maximum rate, fare or charge fixed in contravention of section 16 and regulations 13 and 14 of the Taxis (Taximeters, Devices and Maximum Fares) Regulations (Northern Ireland) 2015(**13**))	£120
20.	A fixed penalty offence under section 18(1) of the Taxis Act (Northern Ireland) 2008 (using a taxi in standing or plying for hire or reward or to carry passengers for hire or reward without an approved taximeter and/or device constructed or adapted for the production of receipts in contravention of section 18(1))	£120
21.	A fixed penalty offence under section 18(6) of the Taxis Act (Northern Ireland) 2008 (using a taxi in standing or plying for hire or reward or to carry passengers for hire or reward where taximeter or device becomes defective or a seal on a taximeter is missing or broken in contravention of section 18(6) and regulation 11 of the Taxis (Taximeters, Devices and Maximum Fares) Regulations (Northern Ireland) 2015)	£120
22.	A fixed penalty offence under section 18(8) of the Taxis Act (Northern Ireland) 2008 (unlawfully tampering with a taximeter or device constructed or adapted for the production of receipts in contravention of section 18(8))	£120
23.	A fixed penalty offence under section 19 of the Taxis Act (Northern Ireland) 2008 (carrying a greater number of passengers than that prescribed for the taxi)	£120
24.	A fixed penalty offence under section 20 of the Taxis Act (Northern Ireland) 2008 (subject to Article 57(3) of the Road Traffic Offenders (Northern Ireland) Order 1996, causing or permitting the use of a licensed taxi for an unpermitted use, in contravention of section 20 and regulation 8(1) of the Taxi Licensing Regulations (Northern Ireland) 2015(**14**))	£120
25.	A fixed penalty offence under section 37(3) of the Taxis Act (Northern Ireland) 2008 (failure to comply with any requirement imposed by an enforcement notice in contravention of section 37(3))	£120
26.	A fixed penalty offence under section 5(1)(c) of the Taxis Act (Northern Ireland) 2008 (operating a taxi service for or in respect	£90

(**11**) 2010 c. 2 (N.I.)
(**12**) Article 177 was amended by S.I. 1996/1320 (N.I. 10) and S.I. 1997/276 (N.I. 2)
(**13**) S.R. 2015 No. 394; as amended by S.R. 2016 No. 148
(**14**) S.R. 2015 No. 393; as amended by S.R. 2016 No. 140

	Offence	*Fixed Penalty*
	of the carriage of passengers at separate fares in contravention of section 5(1)(c))	
27.	A fixed penalty offence under section 18(2) of the Taxis Act (Northern Ireland) 2008 (using a taxi for hire or reward with more than one taximeter and/or more than one device constructed or adapted for the production of receipts fitted to the taxi in contravention of section 18(2))	£90
28.	A fixed penalty offence under section 20 of the Taxis Act (Northern Ireland) 2008 (using a Class C taxi without a duly completed journey form in contravention of section 20 and regulation 8(3) of the Taxi Licensing Regulations (Northern Ireland) 2015)	£90
29.	A fixed penalty offence under section 20 of the Taxis Act (Northern Ireland) 2008 (using a taxi for hire or reward without steps and handrails in contravention of section 20 and regulation 18 of the Taxi Licensing Regulations (Northern Ireland) 2015)	£90
30.	A fixed penalty offence under section 20 of the Taxis Act (Northern Ireland) 2008 (causing or permitting the display on a Class C taxi of a roof sign or other external markings which advertises the taxi as carrying passengers for hire or reward in contravention of section 20 and regulation 27(3) of the Taxi Licensing Regulations (Northern Ireland) 2015)	£90
31.	A fixed penalty offence under section 20 of the Taxis Act (Northern Ireland) 2008 (causing or permitting the display of any wheelchair accessible logo, information or advertisement on the roof sign of a Class A, C or D taxi in contravention of section 20 and regulation 27(4) of the Taxi Licensing Regulations (Northern Ireland) 2015)	£90
32.	A fixed penalty offence under section 43(1) of the Taxis Act (Northern Ireland) 2008 (soliciting any person to be carried for hire or reward in a taxi in contravention of section 43(1))	£90
33.	A fixed penalty offence under regulation 3 of the Goods Vehicles (Community Authorisations) Regulations 1992(**15**)	£60
34.	A fixed penalty offence under section 33(1) of the Vehicle Excise and Registration Act 1994(**16**)	£60
35.	A fixed penalty offence under Article 63 of the Road Traffic (Northern Ireland) Order 1995(**17**)	£60
36.	A fixed penalty offence under regulation 2 of the Road Service Licensing (Community Licences) Regulations (Northern Ireland) 2002(**18**)	£60
37.	A fixed penalty offence under section 3(11) of the Taxis Act (Northern Ireland) 2008	£60

(**15**) S.I. 1992/3077
(**16**) 1994 c. 22
(**17**) Article 63 was amended by Article 2(1) of S.I. 2004/1990 (N.I. 14)
(**18**) S.R. 2002 No. 116