STATUTORY RULES OF NORTHERN IRELAND

1997 No. 369

ROAD TRAFFIC AND VEHICLES

Road Traffic (Fixed Penalty) (Offences) Order (Northern Ireland) 1997

Made - - - -	*14th August 1997*
Coming into operation	*1st October 1997*

The Department of the Environment, in exercise of the powers conferred on it by Article 57(2) of the Road Traffic Offenders (Northern Ireland) Order 1996(**1**) and of every other power enabling it in that behalf, and after consultation with such representative organisations as it thinks fit in accordance with Article 91(1) of that Order, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Road Traffic (Fixed Penalty) (Offences) Order (Northern Ireland) 1997 and shall come into operation on 1st October 1997.

Specified Offences

2. Any offence in respect of a vehicle, being an offence created under a statutory provision specified in column 2 of Schedule 1 (the general nature of which is described in column 3 thereof) is a fixed penalty offence for the purposes of Part IV of the Road Traffic Offenders (Northern Ireland) Order 1996.

Revocation

3. The Orders specified in Schedule 2 are hereby revoked.

(**1**) S.I. 1996/1320 (N.I. 10)

Sealed with the Official Seal of the Department of the Environment on 1

L.S.

J. Ritchie

4th August 1997. Assistant Secretary

SCHEDULE 1 Article 2

Fixed Penalty Offences

Column (1) *Item No.*	Column (2) *Provision creating offence*	Column (3) *General nature of offence*
Offences under the Road Traffic (Northern Ireland) Order 1981(2)		
1.	Article 3(1)	Driving without a licence.
2.	Article 13	Failure to comply with any conditions prescribed for driving under provisional licence.
3.	Article 15(7)	Driving licence holder failing, when his licence is revoked, to surrender it and its counterpart or, when particulars cease to be correct, to surrender the licence and counterpart and give particulars.
4.	Articles 56 and 63	Driving a goods vehicle or a public service vehicle in excess of prescribed hours.
5.	Article 60	Public service vehicle plying for hire when not licensed under Article 61.
6.	Article 62(2)	Permitting overcrowding on a public service vehicle.
7.	Article 72(1)	Failure to comply with conditions of LGV or PCV licence.
8.	Article 81(1)	Driving a motor vehicle in contravention of applicable Community rules as to periods of driving, etc.
9.	Article 81(2)	Contravention of requirement of applicable Community rules as to books, records or documents.
10.	Article 154(1)	Driving with uncorrected defective eyesight.
11.	Article 154(2)	Refusal to submit to test to ascertain whether offence committed under Article 154(1).

(2) **S.I. 1981/154 (N.I. 1); relevant amending instrument is S.I. 1991/197 (N.I. 3)**

Column (1) *Item No.*	Column (2) *Provision creating offence*	Column (3) *General nature of offence*
12.	Article 174B in relation to Regulation 7(4) of the Motor Vehicles (Taxi Drivers' Licences) Regulations (Northern Ireland) 1991(**3**)	Failure by a taxi driver to wear badge supplied by the Department.
Offences under the Roads (Northern Ireland) Order 1993(4)		
13.	Article 20(4)	Wrongful use of a special road.
14.	Article 95(1)	Depositing solid matter on the carriageway of a road.
Offences under the Vehicle Excise and Registration Act 1994(5)		
15.	Section 33(1)	Using or keeping a vehicle on public road without vehicle licence, trade licence or nil licence being exhibited in the prescribed manner.
16.	Section 34(1)	Misuse of trade licences.
17.	Section 42(1)	Registration mark not fixed on vehicle as required by section 23.
18.	Section 43(1)	Driving or keeping a vehicle with registration mark obscured, etc.
19.	Section 59(1), in relation to regulation 18 of the Road Vehicles (Registration and Licensing) Regulations (Northern Ireland) 1973(**6**)	Failure to display the correct size, shape and character of registration mark.
Offences under the Road Traffic (Northern Ireland) Order 1995(7)		
20.	Article 23	Driving or riding in a motor vehicle in contravention of regulations requiring the wearing of seat belts.
21.	Article 24(2)	Driving motor vehicle with child in front not wearing seat belt.
22.	Article 24(5)	Driving motor vehicle with child in rear not wearing seat belt.
23.	Article 27	Driving or riding motorcycles in contravention of regulations

(**3**) S.R. 1991 No. 454, to which there are amendments not relevant to these Regulations
(**4**) **S.I. 1993/3160 (N.I. 15)**
(**5**) **1994 c. 22**
(**6**) S.R. & O. 1973 No. 490, to which there are amendments not relevant to these Regulations
(**7**) **S.I. 1995/2994 (N.I. 18)**