
STATUTORY INSTRUMENTS

1996 No. 1320

The Road Traffic Offenders (Northern Ireland) Order 1996

PART III

SENTENCE

General

Supplementary provisions as to disqualifications and endorsements

52.—(1) In any case where a court exercises its power under Article 35, 40 or 49 not to order any disqualification or endorsement or to order disqualification for a shorter period than would otherwise be required, it must state the grounds for doing so in the order of the court.

(2) Where a court orders the endorsement of the counterpart of any licence held by a person it may, and where a court orders the holder of a licence to be disqualified for a period of 56 days or more it must, send the licence and its counterpart, on their being produced to the court, to the Department; and if the court orders the endorsement but does not send the licence and its counterpart to the Department it must send it notice of the endorsement.

[^{F1}(2A) Paragraph (2) is subject to Article 4(2) of, and paragraph 7(2) of Schedule 1 to, the Road Traffic (New Drivers)(Northern Ireland) Order 1998 (obligation of court to send licence and its counterpart to the Department).]

(3) Where on an appeal against an order for the endorsement of a licence [^{F2}or driving record] or the disqualification of a person the appeal is allowed, the court by which the appeal is allowed must send notice of that fact to the Department.

[^{F3}(3A) On receiving such a notice in relation to a person who is not the holder of a licence, the Department must make any necessary adjustments to the endorsements on the person's driving record to reflect the outcome of the appeal.]

(4) A notice sent by a court to the Department in pursuance of this Article must be sent in such manner and to such address and contain such particulars as the Department may determine, and a licence and the counterpart of a licence so sent in pursuance of this Article must be sent to such address as the Department may determine.

F1 1998 NI 7

F2 Words in art. 52(3) inserted (14.12.2010) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 39(6), **Sch. 4 para. 11(a)**; S.R. 2010/370, **art. 2(2)**, Sch. Pt. II

F3 Art. 52(3A) inserted (14.12.2010) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 39(6), **Sch. 4 para. 11(b)**; S.R. 2010/370, **art. 2(2)**, Sch. Pt. II

Changes to legislation:

The Road Traffic Offenders (Northern Ireland) Order 1996, Section 52 is up to date with all changes known to be in force on or before 24 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- [art. 52\(2\)](#) words inserted by [2009 c. 25 Sch. 21 para. 92\(9\)\(a\)](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- [art. 15\(1\)](#) power to apply conferred by [SI 1981/154 \(N.I. 1\) Sch. 2A para. 7](#) (as inserted) by [S.I. 2007/916 \(N.I.\) Sch. 3](#)
- [art. 31\(3\)](#) inserted by [S.I. 2007/916 \(N.I.\) art. 10\(2\)](#)
- [art. 35\(1ZA\)-\(1ZC\)](#) inserted by [2016 c. 11 \(N.I.\) s. 12\(2\)](#)
- [art. 35\(3A\)](#) inserted by [2016 c. 11 \(N.I.\) s. 13\(2\)](#)
- [art. 36\(3A\)](#) inserted by [2009 c. 25 Sch. 21 para. 92\(3\)\(d\)](#)
- [art. 36\(4A\)](#) inserted by [2016 c. 11 \(N.I.\) s. 14\(2\)](#)
- [art. 36\(9\)\(b\)](#) word inserted by [2016 c. 11 \(N.I.\) s. 14\(5\)\(a\)](#)
- [art. 36\(9\)\(c\)](#) word repealed by [2016 c. 11 \(N.I.\) s. 14\(5\)\(b\)Sch. 2](#)
- [art. 36\(9\)\(d\)](#) repealed by [2016 c. 11 \(N.I.\) s. 14\(5\)\(c\)Sch. 2](#)
- [art. 37\(2A\)](#) inserted by [2009 c. 25 Sch. 21 para. 92\(4\)\(c\)](#)
- [art. 38A\(5A\)](#) inserted by [2009 c. 25 Sch. 21 para. 92\(5\)\(c\)](#)
- [art. 38A\(6A\)](#) inserted by [2009 c. 25 Sch. 21 para. 92\(5\)\(e\)](#)
- [art. 42\(2A\)](#) inserted by [2009 c. 25 Sch. 21 para. 92\(7\)\(c\)](#)
- [art. 47\(3A\)](#) inserted by [2009 c. 25 Sch. 21 para. 92\(8\)\(b\)](#)
- [art. 47\(3B\)](#) inserted by [2009 c. 25 Sch. 21 para. 92\(8\)\(c\)](#)
- [art. 52\(2ZA\)](#) inserted by [2009 c. 25 Sch. 21 para. 92\(9\)\(b\)](#)
- [art. 54A](#) inserted by [2016 c. 11 \(N.I.\) s. 15](#)
- [art. 59\(2A\)](#) inserted by [2016 c. 11 \(N.I.\) s. 8\(2\)](#)
- [art. 59\(4\)](#) added by [2016 c. 11 \(N.I.\) s. 8\(3\)](#)
- [art. 59A-59C](#) inserted by [2016 c. 11 \(N.I.\) s. 9\(1\)](#)
- [art. 63A\(7\)](#) added by [2016 c. 11 \(N.I.\) s. 11\(1\)\(d\)](#)
- [art. 64B](#) inserted by [2016 c. 11 \(N.I.\) s. 8\(5\)](#)