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SCHEDULES

SCHEDULE 1

PROSECUTION AND PUNISHMENT OF OFFENCES

PART I

OFFENCES UNDER THE ROAD TRAFFIC ORDERS

Offences under the Order of 1981

(1) Provision creating offence	(2) General nature of offence	(3) Mode of prosecution	(4) Punishment	(5) Disqualification	(6) Endorsement	(7) Penalty points
Article 3(1)	[^{F1} Driving otherwise than in accordance with a licence.]	Summarily.	Level 3 on the standard scale.	Discretionary if committed by driving a motor vehicle in a case where either no licence authorising the driving of that vehicle could have been granted to the offender or, if a provisional (but no other) licence to drive it could have been granted to him, the driving would not have	Obligatory if committed as described in column 5.	3-6

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				complied with the conditions of the licence.			
Article 3(2)	Causing or permitting a person to drive [F2 otherwise than in accordance with] a licence.	Summarily.	Level 3 on the standard scale.	#	#	#	
Article 9(10)	Failure to deliver a licence and counterpart revoked by virtue of Article 9(8) to Department.	Summarily.	Level 3 on the standard scale.	#	#	#	
[F3 Article 9(13)]	[F3 Driving after making false declaration as to physical fitness.]	[F3 Summarily.]	[F3 Level 4 on the standard scale.]	[F3 Discretionary.]	[F3 Obligatory.]	[F3 3–6]	
Article 10(3)	Failure to deliver revoked licence and counterpart to Department.	Summarily.	Level 3 on the standard scale.	#	#	#	
Article 11(3)	Failure to notify Department of onset of, or deterioration in, relevant or prospective disability[F4 and that provision as applied	Summarily.	Level 3 on the standard scale.	#	#	#	

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	by Article 15D ^[F5] or 19H].]					
^[F6] Article 11(3B)]	^[F6] Driving after such a failure and that paragraph as applied by Article 15D(b) or 19H(c).]	^[F6] Summarily.]	^[F6] Level 3 on the standard scale.]	^[F6] Discretionary.]	^[F6] Obligatory.]	^[F6] 3–6]
^[F6] Article 11A]	^[F6] Driving after refusal of licence under Article 9(3), revocation under Article 10(1) or (2) or service of a notice under Article 15C or 19G]	^[F6] Summarily.]	^[F6] Level 5 on the standard scale or 6 months or both.]	^[F6] Discretionary.]	^[F6] Obligatory.]	^[F6] 3–6]
F7	F7	F7	F7	F7	F7	F7
...
F8	F8	F8	F8	F8	F8	F8
...
Article 15(7)	Driving licence holder failing, when his licence is revoked, to surrender it and its counterpart or, when particulars become incorrect, to surrender the licence and counterpart	Summarily.	Level 3 on the standard scale.	#	#	#

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	and give particulars.					
[^{F4} Article 15B(11)][^{F5} and that paragraph as applied by Article 19F(5)]	[^{F4} Driving after failure to comply with a requirement under Article 15B(6), (7) or (10)][^{F5} or a requirement under Article 15B(6) or (7) as applied by Article 19F(5)].]	[^{F4} Summarily.]	[^{F4} Level 3 on the standard scale.]	#	#	#
[^{F4} Article 15C(4)]	[^{F4} Failure to deliver Community licence and its counterpart to Department when required by notice under Article 15C.]	[^{F4} Summarily.]	[^{F4} Level 3 on the standard scale.]	#	#	#
Article 19	Exceeding speed limit in vehicle required to display or displaying learner-driver's mark.	Summarily.	(i) Where the mark is required to be displayed, level 3 on the standard scale.	Discretionary if committed as described in column 4(i).	Obligatory if committed as described in column 4(i).	3-6 if committed as described in column 4(i).
#	#	#	(ii) Where the mark is not required to be displayed, level 2 on the standard scale.	#	#	#

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Article 19A	Failure to comply with restriction on restricted drivers.	Summarily.	Level 3 on the standard scale.	Discretionary.	Obligatory	[^{F9} (a) 3-6 if committed by contravening the specified restriction under paragraph (5) (b) of Article 19A (driving at a speed exceeding 45 miles per hour.); (b) 2 if committed only by contravening the specified restriction under paragraph (5) (a) of Article 19A (failure to display restricted driver's mark.)]
Article 19B	Exceeding speed limit in vehicle displaying restricted driver's mark where mark is not required to be displayed.	Summarily.	Level 2 on the standard scale.	#	#	#
F5	F5	F5	F5	#	#	#
...			
F10	F10	F10	F10	#	#	#
...			
[^{F5} Article 19G(4).]	[^{F5} Failure to deliver Great Britain licence	[^{F5} Summarily.]	[^{F5} Level 3 on the standard scale.]	#	#	#

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	to the Department when required by notice under Article 19G.]					
Article 31E(1)	Using, etc., motor vehicle or vehicle part without required certificate being in force showing that it complies with type approval requirements applicable to it.	Summarily.	Level 4 on the standard scale.	#	#	#
Article 31E(2)	Using, etc., motor vehicle with alteration required to be but not notified to Department under Article 31B.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 31E(5)	Selling, etc., motor vehicle or vehicle part without required certificate being in force showing that it complies with type approval requirements applicable to it.	Summarily.	Level 5 on the standard scale.	#	#	#

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Article 31F	Failure to hold EC certificate of conformity for unregistered light passenger vehicle ^{F11} or motor cycle].	Summarily.	Level 3 on the standard scale.	#	#	#
Article 31G	Light passenger vehicles ^{F11} and motor cycle] not to be sold without EC certificate of conformity.	Summarily.	Level 5 on the standard scale.	#	#	#
Article 56	Driving, or causing or permitting the driving of, goods vehicle in excess of prescribed hours.	Summarily.	Level 4 on the standard scale.	#	#	#
Article 59	Public service vehicle plying for hire where driver not licensed.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 60	Public service vehicle plying for hire when not licensed under Article 61.	Summarily.	Level 4 on the standard scale.	#	#	#
Article 62(2)	Permitting overcrowding on public service vehicle.	Summarily.	Level 2 on the standard scale.	#	#	#

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Article 62(4)	Failure to produce to court licence granted under Article 61.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 64	Owner of public service vehicle failing to provide alternative transport.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 66	Contravention of Community provision as to keeping or production of documents.	Summarily.	Level 4 on the standard scale.	#	#	#
Article 72	Failing to comply with conditions of LGV ^[F4] PCV licence or LGV Community licence] causing or permitting person under 21 to drive LGV or PCV in contravention of such conditions.	Summarily.	Level 3 on the standard scale.	#	#	#
^[F4] Article 73A(4)]	^[F4] Failure to deliver LGV or PCV Community licence when required by notice under	^[F4] Summarily.	^[F4] Level 3 on the standard scale.]	#	#	#

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Article 75	<p>Article 73A.] Failure to deliver revoked or suspended LGV or PCV licence and its counterpart to Department.</p>	Summarily.	Level 3 on the standard scale.	#	#	#
Article 77(4)	<p>Contravention of provision of regulations (which is declared by regulations to be an offence) about LGV or PCV drivers' licences^{F4} or LGV or PCV Community licences.]</p>	Summarily.	Level 3 on the standard scale.	#	#	#
Article 79A	<p>Driving without a taxi driver's licence.</p>	Summarily.	Level 3 on the standard scale.	<p>Discretionary if committed by driving a taxi where no licence authorising the driving of that vehicle could have been granted.</p>	Obligatory if committed as described in column 5.	3-6
Article 81(1)	<p>Driving, or causing or permitting the driving of, motor vehicle in contravention of applicable</p>	Summarily.	Level 4 on the standard scale.	#	#	#

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	Community rules as to periods of driving, etc.					
[^{F12} 81(1B)]	[^{F12} Contravention Summary] [^{F12} Level 4 on the standard scale.]		#	#	#	
	of requirement imposed by Article 10(4) of Regulation (EC) No 561/2006 (undertakings etc. to ensure that contractually agreed transport time schedules respect that Regulation).]					
Article 81(2)	Contravention of requirement of applicable Community rules as to books, records or documents.	Summary.	Level 4 on the standard scale.	#	#	#
Article 81(3)	Making, or causing to be made, false entry in book, record or document kept for purposes of applicable Community rules.	Summary.	Level 4 on the standard scale.	#	#	#
Article 82	Failure to produce, etc., books, records or documents; obstructing	Summary.	Level 3 on the standard scale.	#	#	#

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	inspector of vehicles.					
Article 86	Driving, or causing or permitting the driving of, vehicle in contravention of a prohibition under Article 84, or refusing, neglecting or otherwise failing to comply with a direction given under Article 84(3).	Summarily.	Level 5 on the standard scale.	#	#	#
Article 90	Driving, or causing or permitting a person to drive, motor vehicle while uninsured.	Summarily.	Level 5 on the standard scale [^{F13} or 6 months or both].	Discretionary.	Obligatory.	6-8
Article 95	Failure to surrender certificate on cancellation of insurance policy or security.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 96	Failure of person against whom claim made to give information as to insurance or security.	Summarily.	Level 4 on the standard scale.	#	#	#

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Article 97	Failure to give information or to produce certificate, or making false reply or false statement as to insurance.	Summarily.	Level 4 on the standard scale. NOTE: <i>If in any case the offence consists only in failure to produce a certificate of insurance or security the punishment is that provided for an offence under Article 180.</i>	#	#	#
F10	F10	F10	F10	#	#	#
...			
Article 132(3)	Taking, etc., title implying registration as driving instructor.	Summarily.	Level 4 on the standard scale.	#	#	#
Article 132(5)	Making of false statement, etc., to obtain registration, etc., as driving instructor.	Summarily.	Level 4 on the standard scale.	#	#	#
Article 133	Giving of paid driving instruction by unregistered or unlicensed persons or their employers.	Summarily.	Level 4 on the standard scale.	#	#	#
Article 136	Failure to surrender certificate	Summarily.	Level 3 on the standard scale.	#	#	#

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	or licence within 14 days of notice.					
Article 137	Failure to produce certificate of registration or licence as driving instructor.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 154(1)	Driving with uncorrected defective eyesight.	Summarily.	Level 3 on the standard scale.	Discretionary.	Obligatory.	3
Article 154(2)	Refusal to submit to test to ascertain whether offence committed under Article 154(1).	Summarily.	Level 3 on the standard scale.	Discretionary.	Obligatory.	3
F10	F10	F10	F10	F10	F10	F10
...
[^{F14} Article 168A(1)(a) or (b)]	[^{F14} Applying for or obtaining driving licence while disqualified.]	[^{F14} Summarily.]	[^{F14} Level 3 on the standard scale.]	#	#	#
[^{F15} Article 168A(1)(c)]	[^{F15} Driving while disqualified.]	[^{F15} (a) Summarily.]	[^{F15} (a) The statutory maximum or six months or both.]	[^{F15} Discretionary.]	[^{F15} Obligatory.]	[^{F15} 6]
#	#	[^{F15} (b) On indictment]	[^{F15} (b) A fine or 2 years or both.]	#	#	#
F16	F16	F16	F16	#	#	#
...			

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F16	F16	F16	F16	#	#	#
...			
F17	F17	F17	F17	F17	F17	F17
...
F17	F17	F17	F17	F17	F17	F17
...
#	#	F17	F17	#	#	#
				
F17	F17	F17	F17	#	#	#
...			
F10	F10	F10	F10	#	#	#
...			
Article 172	Taking vehicle without owner's consent:—	#	#	#	#	#
#	Where vehicle is a cycle.	Summarily.	Level 3 on the standard scale.	#	#	#
#	Where vehicle is a vehicle other than a cycle.	(a) Summarily.	(a) The statutory maximum or 6 months or both.	Discretionary #		#
#	#	(b) On indictment.	(b) A fine or 1 year or both.	#	#	#
[^{F18} Article 172A]	[^{F18} Aggravated vehicle# taking.]	[^{F18} (a) Summarily]	[^{F18} The statutory maximum or six months or both]	[^{F18} Obligatory]	[^{F18} Obligatory]	[^{F18} 3#11]
#	#	[^{F18} (b) On indictment]	[^{F18} 5 years or a fine or both.]	#	#	#
[^{F18} Article 172B]	[^{F18} Aggravated vehicle# taking causing death or grievous	[^{F18} On indictment]	[^{F18} 14 years or a fine or both]	[^{F18} Obligatory]	[^{F18} Obligatory]	[^{F18} 3#11]

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	bodily injury.]					
Article 174(1)	[^{F19} Making certain false statements, furnishing certain false particulars or withholding certain material information etc.]	Summarily	Level 4 on the standard scale.	#	#	#
Article 174(2)	[^{F20} Forgery, etc. of licences, test certificates, certificates of insurance and other documents and things]	(a) Summarily.	(a) The statutory maximum.	#	#	#
#	#	(b) On indictment.	(b) A fine or 2 years or both.	#	#	#
F10	F10	F10	F10	#	#	#
...			
Article 175(2)	Failure of driver of mechanically propelled vehicle to comply with duties on occurrence of accident caused by that vehicle.	Summarily.	Level 5 on the standard scale or 6 months or both. <i>NOTE: If in any case the offence consists only in failure to produce a certificate of insurance or security the punishment is that provided for an offence</i>	Discretionary.	Obligatory.	5-10

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*under
Article 180.*

Article 175(5)	Failure of owner of mechanically propelled vehicle to comply with duties on occurrence of accident where vehicle driven by person other than owner.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 176	Failure to comply with duties on occurrence of other accidents.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 177	Failure of driver or owner of vehicle or other person required to do so, to give information for purposes of identification to police.	Summarily.	Level 3 on the standard scale.	Discretionary if committed under Article 177(1)(b) or (c) and otherwise than by virtue of section 20(2) of the Interpretation Act (Northern Ireland) 1954.	Obligatory if committed as described in column (5).	[F216]
Article 178	Failure of cyclist to give information for purposes of identification to police.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 179	Failure of pedestrian to give	Summarily.	Level 1 on the standard scale.	#	#	#

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	information for purposes of identification to police.					
[^{F22} Article 180(1)]	[^{F22} Failure to stop when so required by constable in uniform.]	[^{F22} Summarily]	[^{F22} (a)Level 5 on the standard scale if committed by a person driving a mechanically propelled vehicle.]	#	#	#
#	#	#	[^{F22} (b) Level 3 on the standard scale if committed by a person riding a cycle.]	#	#	#
[^{F22} Article 180(4) to (7)]	[^{F22} Failure to produce licence, etc for examination or to state date of birth, failing to provide Department with evidence of date of birth etc, or obstructing, etc police.]	[^{F22} Summarily]	[^{F22} Level 3 on the standard scale.]	#	#	#
F10	F10	F10	F10	#	#	#
...			

F1	Words in Sch. 1 Pt. I relating to entry for "Article 3(1) of the Order of 1981" substituted (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(1), Sch. 7 para. 21(a) ; S.R. 2007/454, art. 2 , Sch.
F2	Words in Sch. 1 Pt. I relating to entry for "Article 3(2) of the Order of 1981" substituted (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(1), Sch. 7 para. 21(b) ; S.R. 2007/454, art. 2 , Sch.

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F3	Sch. 1 Pt. I entry for "Article 9(13) of the Order of 1981" inserted (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(1), Sch. 7 para. 21(c) ; S.R. 2007/454, art. 2 , Sch.
F4	SR 1997/241
F5	2003 NI 16
F6	Sch. 1 Pt. I entries for "Articles 11(3B), 11A of the Order of 1981" inserted (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(1), Sch. 7 para. 21(d) ; S.R. 2007/454, art. 2 , Sch.
F7	Sch. 1 Pt. I entry for "Article 13 of the Order of 1981" repealed (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(2), Sch. 8 Pt. I ; S.R. 2007/454, art. 2 , Sch.
F8	Sch. 1 Pt. I entry for "Article 14 of the Order of 1981" repealed (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(2), Sch. 8 Pt. I ; S.R. 2007/454, art. 2 , Sch.
F9	1997 NI 2
F10	1997 NI 2
F11	SI 1999/2920
F12	Sch. 1 Pt. I entry for "Article 81(1B) of the Order of 1981" inserted (23.4.2009) by Community Drivers' Hours and Recording Equipment (Exemptions and Supplementary Provisions) Regulations (Northern Ireland) 2009 (S.R. 2009/91), reg. 7
F13	Words in Sch. 1 Pt. I relating to entry for "Article 90 of the Order of 1981" inserted (16.7.2008) by Criminal Justice (Northern Ireland) Order 2008 (S.I. 2008/1216 (N.I. 1)), arts. 1(4), 55 (with art. 1(5)); S.R. 2008/293, art. 2 , Sch.
F14	Sch. 1 Pt. I entries for "Articles 168A(1)(a) or (b), 168A(1)(c) of the Order of 1981" inserted (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(1), Sch. 7 para. 21(e) ; S.R. 2007/454, art. 2 , Sch.
F15	Sch. 1 Pt. I entry for "Article 168A(1)(c) of the Order of 1981" substituted (16.7.2008) by Criminal Justice (Northern Ireland) Order 2008 (S.I. 2008/1216 (N.I. 1)), arts. 1(4), 56 (with art. 1(5)); S.R. 2008/293, art. 2 , Sch.
F16	Sch. 1 Pt. I entries for "Article 166 of the Order of 1981" repealed (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(2), Sch. 8 Pt. I ; S.R. 2007/454, art. 2 , Sch.
F17	Sch. 1 Pt. I entries for "Article 167 of the Order of 1981" repealed (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(2), Sch. 8 Pt. I ; S.R. 2007/454, art. 2 , Sch.
F18	2004 NI 15
F19	Words in Sch. 1 Pt. I relating to entry for "Article 174(1) of the Order of 1981" substituted (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(1), Sch. 7 para. 21(f) ; S.R. 2007/454, art. 2 , Sch.
F20	Words in Sch. 1 Pt. I relating to entry for "Article 174(2) of the Order of 1981" substituted (15.11.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 86(1), Sch. 7 para. 21(g) ; S.R. 2007/454, art. 2 , Sch.
F21	Word in Sch. 1 Pt. I relating to entry for "Article 177 of the Order of 1981" substituted (27.6.2007) by Road Traffic (Northern Ireland) Order 2007 (S.I. 2007/916 (N.I. 10)), arts. 1(3), 4 ; S.R. 2007/302, art. 2 , Sch.
F22	Sch. 1 Pt. I entries for "Article 180(1) and Article 180(4) to (7) of the Order of 1981" substituted (16.7.2008) for the entry "Article 180 of the Order of 1981" by Criminal Justice (Northern Ireland) Order 2008 (S.I. 2008/1216 (N.I. 1)), arts. 1(4), 57 (with art. 1(5)); S.R. 2008/293, art. 2 , Sch.

Offences under the Order of 1995

(1)	(2)	(3)	(4)	(5)	(6)	(7)
Provision creating offence	General nature of offence	Mode of prosecution	Punishment	Disqualification	Endorsement	Penalty points

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Article 9	Causing death, or grievous bodily injury, by dangerous driving.	On indictment.	[^{F23} 14 years] or a fine or both.	Obligatory.	Obligatory.	3-11
Article 10	Dangerous driving.	(a) Summarily.	(a) 6 months or the statutory maximum or both.	Obligatory.	Obligatory.	3-11
#	#	(b) On indictment.	(b)[^{F18} 5 years] or a fine or both.	#	#	#
[^{F24} Article 11A]	[^{F24} Causing death or grievous bodily injury by careless or inconsiderate driving.]	[^{F24} (a) Summarily.]	[^{F24} (a) 6 months or the statutory maximum or both.]	[^{F24} Obligatory.]	[^{F24} Obligatory.]	[^{F24} 3-11]
#	#	[^{F24} (b) On indictment.]	[^{F24} (b) 5 years or a fine or both.]	#	#	#
Article 12	Careless, and inconsiderate, driving.	Summarily.	[^{F25} Level 5] on the standard scale.	Discretionary.	Obligatory.	3-9
[^{F26} Article 12B]	[^{F26} Causing death or grievous bodily injury by driving: unlicensed, disqualified or uninsured drivers.]	[^{F26} (a) Summarily.]	[^{F26} (a) 6 months or the statutory maximum or both.]	[^{F26} Obligatory.]	[^{F26} Obligatory.]	[^{F26} 3-11]
#	#	[^{F26} (b) On indictment.]	[^{F26} (b) 2 years or a fine or both.]	#	#	#
Article 14	Causing death, or grievous	On indictment.	[^{F23} 14 years] or a fine or both.	Obligatory.	Obligatory.	3-11

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	bodily injury, by careless driving when under influence of drink or drugs.					
Article 15(1)	Driving or attempting to drive when unfit to drive through drink or drugs.	Summarily.	6 months or level 5 on the standard scale or both.	Obligatory.	Obligatory.	3-11
Article 15(2)	Being in charge of a mechanically propelled vehicle when unfit to drive through drink or drugs.	Summarily.	3 months or level 4 on the standard scale or both.	Discretionary.	Obligatory.	10
Article 16(1)(a)	Driving or attempting to drive with excess alcohol in breath, blood or urine.	Summarily	6 months or level 5 on the standard scale or both.	Obligatory.	Obligatory.	3-11
Article 16(1)(b)	Being in charge of a motor vehicle with excess alcohol in breath, blood or urine.	Summarily.	3 months or level 4 on the standard scale or both.	Discretionary.	Obligatory.	10
Article 17	[^{F27} Failing to co-operate with a preliminary test.]	Summarily	Level 3 on the standard scale.	Discretionary.	Obligatory.	4

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Article 18	Failing to provide specimen for analysis or laboratory test.	Summarily.	(a) Where the specimen was required to ascertain ability to drive or proportion of alcohol at the time offender was driving or attempting to drive, 6 months or level 5 on the standard scale or both.	(a) Obligatory in case mentioned in column 4(a).	Obligatory	(a) 3-11 in case mentioned in column 4(a).
#	#	#	(b) In any other case, 3 months or level 4 on the standard scale or both.	(b) Discretionary in any other case.	#	(b) 10 in any other case.
[^{F28} Article 18A(6)]	[^{F28} Failing to allow specimen to be subjected to laboratory test.]	[^{F28} Summarily]	[^{F28} (a) Where the test would be for ascertaining ability to drive or proportion of alcohol at the time offender was driving or attempting to drive, 6 months or level 5 on the standard scale or both.]	[^{F28} (a) Obligatory in the case mentioned in column 4(a).]	[^{F28} Obligatory]	[^{F28} (a) 3-11, in the case mentioned in column 4(a).]
#	#	#	[^{F28} (b) In any other case, 3	[^{F28} (b) Discretionary	#	[^{F28} (b) 10, in any other case.]

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			months or level 4 on the standard scale or both.]	in any other case.]
Article 23	Driving or riding in a motor vehicle in contravention of regulations requiring wearing of seat belts.	Summarily.	Level 2 on the standard scale.	[^{F29} Discretionary.] [^{F29} Obligatory.] [^{F29} a) 3 if committed by driving a motor vehicle in contravention of regulations requiring wearing of seat belts.
				b) 2 if committed by riding in a motor vehicle in contravention of regulations requiring wearing of seat belts.]
Article 24(2)	Driving motor vehicle with child in front not wearing seat belt ^{F30} or with child in a rear-facing child restraint in front seat with an active air bag.]	Summarily.	Level 2 on the standard scale.	[^{F31} Discretionary.] [^{F31} Obligatory.] [^{F31} 3]
Article 24(5)	Driving motor vehicle with child in rear not wearing seat belt.	Summarily.	[^{F32} Level 2] on the standard scale.	[^{F33} Discretionary.] [^{F33} Obligatory.] [^{F33} 3]

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[^{F34} Article 24A (4)]	[^{F34} Failure to notify bus passengers of the requirement to wear seat belts.]	[^{F34} Summarily]	[^{F34} Level 4 on the standard scale.]	#	#	#
Article 26(3) or (4)	Selling, etc., in certain circumstances equipment as conducive to the safety of children in motor vehicles.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 27	Driving or riding motor cycles in contravention of regulations requiring wearing of protective headgear.	Summarily.	Level 2 on the standard scale.	#	#	#
Article 28	Selling, etc., helmet not of the prescribed type as helmet for affording protection for motor cyclists.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 29(3)	Contravention of regulations with respect to use of head-worn appliances on motor cycles.	Summarily.	Level 2 on the standard scale.	#	#	#
Article 29(4)	Selling, etc., appliance not of prescribed	Summarily.	Level 3 on the standard scale.	#	#	#

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	type as approved for use on motor cycles.					
Article 30	Prohibition of parking of heavy commercial vehicles on verges, etc.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 32	Leaving vehicles in dangerous positions.	Summarily.	Level 3 on the standard scale.	Discretionary if committed in respect of a motor vehicle.	Obligatory if committed in respect of a motor vehicle.	3
Article 33	Causing danger to road-users.	(a) Summarily.	(a) 6 months or the statutory maximum or both.	#	#	#
#	#	(b) On indictment.	(b) 7 years or a fine or both.	#	#	#
Article 34	Carrying passenger on motor bicycle contrary to Article 34.	Summarily.	Level 3 on the standard scale.	Discretionary.	Obligatory.	3
Article 35	Carrying passenger on a bicycle contrary to Article 35.	Summarily.	Level 1 on the standard scale.	#	#	#
Article 36	Tampering with motor vehicles.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 37	Holding or getting on to vehicle, etc., in order to be towed or carried.	Summarily.	Level 1 on the standard scale.	#	#	#
Article 38	Pedestrian endangering own safety	Summarily.	Level 3 on the standard scale.	#	#	#

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	or other's safety.					
Article 39	Passing incorrectly with led horse.	Summarily.	Level 2 on the standard scale.	#	#	#
Article 40	Drunkness, etc., in charge of horse-drawn vehicle.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 41	Careless, and inconsiderate, driving of horse-drawn vehicle.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 42	Dangerous cycling.	Summarily.	Level 4 on the standard scale.	#	#	#
Article 43	Careless, and inconsiderate, cycling.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 44	Cycling when unfit through drink or drugs.	Summarily.	Level 3 on the standard scale.	#	#	
Article 45(1)	Unauthorised or irregular cycle racing or trials of speed on public roads.	Summarily.	Level 1 on the standard scale.	#	#	#
Article 45(6)	Contravention of direction of Chief Constable.	Summarily.	Level 1 on the standard scale.	#	#	#
Article 46	Contravening prohibition on persons under 14 driving electrically assisted	Summarily.	Level 2 on the standard scale.	#	#	#

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	pedal cycles.					
Article 47	Unauthorised motor vehicle trial on public paths, etc.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 48	Driving mechanically propelled vehicles elsewhere than on roads.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 49	[^{F9} Contravention of directions]	Summarily.	Level 3 on the standard scale.	Discretionary if committed in respect of a motor vehicle	Obligatory if committed as described in column 5.	3
[^{F9} Article 50]	[^{F9} Contravention of traffic signs.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	[^{F9} Discretionary if committed in respect of a motor vehicle by failure to comply with an indication given by a sign specified for the purposes of this entry in regulations under Article 50(5) of the Order of 1995.]	[^{F9} Obligatory if committed as described in column 5.]	[^{F9} 3]
Article 54	Using vehicle in dangerous condition, etc.	Summarily.	(a) Level 5 on the standard scale if committed in respect	[^{F35} (a) Obligatory if committed within 3 years of a	Obligatory.	3

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			of a goods vehicle or a vehicle adapted to carry more than 8 passengers.	previous conviction of the offender under Article 54.]		
#	#	#	(b) Level 4 on the standard scale in any other case.	[^{F35} (b) Discretionary in any other case.]	#	#
Article 56	Breach of requirement as to brakes, steering-gear or tyres.	Summarily.	(a) Level 5 on the standard scale if committed in respect of a goods vehicle or a vehicle adapted to carry more than 8 passengers.	Discretionary.Obligatory.	3	
#	#	#	(b) Level 4 on the standard scale in any other case.	#	#	#
[^{F36} Article 56A]	[^{F36} Breach of requirements as to control of vehicle, mobile telephones etc.]	[^{F36} Summarily.]	[^{F36} a) Level 4 on the standard scale if committed in respect of a goods vehicle or a vehicle adapted to carry more than 8 passengers.	[^{F36} Discretionary.Obligatory.]	[^{F36} 3]	
			b) Level 3 on the standard scale in any other case.]			

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Article 57	Breach of requirement as to weight: goods and passenger vehicles.	Summarily.	Level 5 on the standard scale.	#	#	#
Article 58	Breach of other construction and use requirements.	Summarily.	(a) Level 4 on the standard scale if committed in respect of a goods vehicle or a vehicle adapted to carry more than 8 passengers.	#	#	#
#	#	#	(b) Level 3 on the standard scale in any other case.	#	#	#
Article 63	Using, etc., vehicle without required test certificate being in force.	Summarily.	(a) Level 4 on the standard scale in the case of a vehicle adapted to carry more than 8 passengers.	#	#	#
#	#	#	(b) Level 3 on the standard scale in any other case.	#	#	#
Regulations under Article 65 made by virtue of Article 67(2)	Contravention of requirement of regulations (which is declared by regulations to be an offence)	Summarily.	Level 3 on the standard scale.	#	#	#

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that driver
of goods
vehicle
being tested
be present
throughout
test or drive,
etc., vehicle
as and when
directed.

[^{F37} Article 63A]	[^{F37} Using etc., vehicle without displaying required test certificate.]	[^{F37} Summarily]	[^{F37} Level 1 on the standard scale.]	#	#	#
Article 69(1)	Using, etc., goods vehicle without required plating certificate being in force.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 69(2)	Using, etc., goods vehicle without required goods vehicle test certificate being in force.	Summarily.	Level 4 on the standard scale.	#	#	#
Article 69(3)	Using, etc., goods vehicle where Department is required by regulations under Article 65 to be notified of an alteration to the vehicle or its equipment	Summarily.	Level 3 on the standard scale.	#	#	#

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	but has not been notified.					
Article 70	Using goods vehicle with unauthorised weights as well as authorised weights marked on it.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 71	Driver of goods vehicle allowing unauthorised passengers to be carried in vehicle; unauthorised passengers being carried in goods vehicle.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 75	Obstructing testing of vehicle by examiner on road or failing to comply with requirements of Article 75.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 76	Obstructing inspection, etc., of vehicle by examiner or failing to comply with requirement to take vehicle for inspection.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 80	Driving, etc., vehicle in	Summarily.	Level 5 on the standard scale.	#	#	#

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	contravention of prohibition on driving it as being unfit for service, or refusing, neglecting or otherwise failing to comply with direction to remove a vehicle found overloaded.					
Article 82	Contravention of regulations requiring goods vehicle operator to inspect, and keep records of inspection of, goods vehicles.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 83	Selling, etc., unroadworthy vehicle or trailer or altering vehicle or trailer so as to make it unroadworthy.	Summarily.	Level 5 on the standard scale.	#	#	#
Article 84(1)	Fitting of defective or unsuitable vehicle parts.	Summarily.	Level 5 on the standard scale.	#	#	#
Article 84(3)	Supplying defective or unsuitable vehicle parts.	Summarily.	Level 4 on the standard scale.	#	#	#

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Article 84(8)	Obstructing examiner testing vehicles to ascertain whether defective or unsuitable part has been fitted, etc.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 85	Obstructing examiner testing condition of used vehicles at sale rooms, etc.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 86	Failing to comply with requirement about weighing motor vehicle or obstructing authorised person.	Summarily.	Level 5 on the standard scale.	#	#	#
Article 88	Selling, etc., cycle in contravention of regulations as to brakes, bells, etc.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 90	Selling, etc., wrongly made tail lamps or reflectors.	Summarily.	Level 5 on the standard scale.	#	#	#
Schedule 1 paragraph 4	Applying warranty to equipment, protective helmet, appliance or information in defending proceedings	Summarily.	Level 3 on the standard scale.	#	#	#

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under
Article 26,
28 or 29(4)
where no
warranty
given, or
applying
false
warranty.

- F23** 2003 c. 44
- F24** Sch. 1 Pt. I entry for "Article 11A of the Order of 1995" inserted (16.7.2008) by [Criminal Justice \(Northern Ireland\) Order 2008 \(S.I. 2008/1216 \(N.I. 1\)\)](#), arts. 1(4), **52(3)** (with art. 52(4)); S.R. 2008/293, **art. 2**, Sch.
- F25** Words in Sch. 1 Pt. I relating to entry for "Article 12 of the Order of 1995" substituted (27.6.2007) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), **7**; S.R. 2007/302, **art. 2**, Sch.
- F26** Sch. 1 Pt. I entry for "Article 12B of the Order of 1995" inserted (16.7.2008) by [Criminal Justice \(Northern Ireland\) Order 2008 \(S.I. 2008/1216 \(N.I. 1\)\)](#), arts. 1(4), **53(2)** (with art. 53(3)); S.R. 2008/293, **art. 2**, Sch.
- F27** Words in Sch. 1 Pt. I relating to entry for "Article 17 of the Order of 1995" substituted (15.11.2007) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), 86(1), **Sch. 7 para. 21(h)**; S.R. 2007/454, **art. 2**, Sch.
- F28** 2005 NI 15
- F29** Words in Sch. 1 Pt. I relating to entry for "Article 23 of the Road Traffic (Northern Ireland) Order 1995" substituted (27.6.2007 for certain purposes, otherwise prosp.) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), **3(a)**; S.R. 2007/302, **art. 2**, Sch.
- F30** Words in Sch. 1 Pt. I relating to entry for "Article 24(2) of the Road Traffic (Northern Ireland) Order 1995" inserted (27.2.2007) by [Motor Vehicles \(Wearing of Seat Belts\) \(Amendment\) Regulations \(Northern Ireland\) 2007 \(S.R. 2007/7\)](#), **reg. 7(a)**
- F31** Words in Sch. 1 Pt. I relating to entry for "Article 24(2) of the Road Traffic (Northern Ireland) Order 1995" substituted (27.6.2007) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), **3(b)**; S.R. 2007/302, **art. 2**, Sch.
- F32** Words in Sch. 1 Pt. I relating to entry for "Article 24(5) of the Order of 1995" substituted (27.6.2007) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), **8**; S.R. 2007/302, **art. 2**, Sch.
- F33** Words in Sch. 1 Pt. I relating to entry for "Article 24(5) of the Road Traffic (Northern Ireland) Order 1995" substituted (27.6.2007) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), **3(c)**; S.R. 2007/302, **art. 2**, Sch.
- F34** Sch. 1 Pt. I entry for "Article 24A(4) of the Road Traffic (Northern Ireland) Order 1995" inserted (27.2.2007) by [Motor Vehicles \(Wearing of Seat Belts\) \(Amendment\) Regulations \(Northern Ireland\) 2007 \(S.R. 2007/7\)](#), **reg. 7(b)**
- F35** Words in Sch. 1 Pt. I relating to entry for "Article 54 of the Order of 1995" substituted (27.6.2007) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), **9(2)**; S.R. 2007/302, **art. 2**, Sch.
- F36** Sch. 1 Pt. I entry for "Article 56A of the Order of 1995" inserted (27.6.2007) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), **6(3)**; S.R. 2007/302, **art. 2**, Sch.
- F37** Sch. 1 Pt. I entry for "Article 63A of the Order of 1995" inserted (15.11.2007) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), 86(1), **Sch. 7 para. 21(i)**; S.R. 2007/454, **art. 2**, Sch.

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Offences under this Order

(1) Provision creating offence	(2) General nature of offence	(3) Mode of prosecution	(4) Punishment	(5) Disqualification	(6) Endorsement	(7) Penalty points
Article 27	Failing to give information as to date of birth or sex to court or to provide Department with evidence of date of birth, etc.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 28	Failing to produce licence and counterpart to court making order for interim disqualification.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 29	Failing to produce licence and counterpart to court for endorsement on conviction of offence involving obligatory or discretionary disqualification.	Summarily.	Level 3 on the standard scale.	#	#	#
Article 67(2)	Removing fixed penalty notice fixed to vehicle.	Summarily.	Level 2 on the standard scale.	#	#	#
Article 72	False statement in response	Summarily.	Level 5 on the standard scale.	#	#	#

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to notice to
owner.

[^{F9}Offences under the Road Traffic Regulation (Northern Ireland) Order 1997]

[^{F9} (1)] [^{F9} Provision creating offence]	[^{F9} (2)] [^{F9} General nature of offence]	[^{F9} (3)] [^{F9} Mode of prosecution]	[^{F9} (4)] [^{F9} Punishment]	[^{F9} (5)] [^{F9} Disqualification]	[^{F9} (6)] [^{F9} Endorsement]	[^{F9} (7)] [^{F9} Penalty points]
[^{F9} Article 3]	[^{F9} Contravention of rule of road or overtaking incorrectly.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 4]	[^{F9} Contravention of traffic regulation order.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 5]	[^{F9} Contravention of experimental traffic control scheme.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 7]	[^{F9} Contravention of temporary prohibition or restriction.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	[^{F38} Discretionary if committed by contravening temporary speed restriction under Article 7(3) (b).]	[^{F38} Obligatory if committed as described in column (5).]	[^{F38} 3-6 if as described in column (5)]
[^{F9} Article 8]	[^{F9} Contravention of general traffic regulations.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 14(1)]	[^{F9} Contravention of order as to use of parking place.]	[^{F9} Summarily.]	[^{F9} (a) Level 3 on the standard scale in the case of an offence committed by a person in a street	#	#	#

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			parking place reserved for disabled persons' vehicles or in an off-street parking place reserved for such vehicles where that person would not have been guilty of that offence if the motor vehicle in respect of which it was committed had been a disabled person's vehicle.]			
#	#	#	[^{F9} (b) Level 2 on the standard scale in any other case.]	#	#	#
[^{F9} Article 14(2)]	[^{F9} Misuse of apparatus for collecting charges or of parking device or connected apparatus.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 14(9)]	[^{F9} Failure to give information as to identity of driver.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 19(1)]	[^{F9} Certain contraventions	[^{F9} Summarily.]	[^{F9} (a) Level 3 on the	#	#	#

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	of order relating to designated parking place by driver.]		standard scale in the case of an offence committed by a person in a street parking place reserved for disabled persons' vehicles where that person would not have been guilty of that offence if the motor vehicle in respect of which it was committed had been a disabled person's vehicle.]			
#	#	#	[^{F9} (b) Level 2 on the standard scale in any other case.]	#	#	#
[^{F9} Article 19(3)]	[^{F9} Other contraventions of order relating to designated parking place by driver or person.]	[^{F9} Summarily.]	[^{F9} Level 2 on the standard scale.]	#	#	#
[^{F9} Article 19(4)]	[^{F9} Tampering with parking meter.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 22]	[^{F9} Interference with parking	[^{F9} Summarily.]	[^{F9} Level 2 on the standard scale.]	#	#	#

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	devices or apparatus.]					
[^{F9} Article 23]	[^{F9} Mishandling or faking parking devices, etc.]	[^{F9} (a) Summarily.]	[^{F9} The statutory maximum.]	#	#	#
#	#	[^{F9} (b) On indictment.]	[^{F9} 2 years or a fine or both.]	#	#	#
[^{F9} Article 24]	[^{F9} Public service vehicle plying for hire in parking place.]	[^{F9} Summarily.]	[^{F9} Level 2 on the standard scale.]	#	#	#
[^{F9} Article 30]	[^{F9} Contravention relating to prescribed warning devices.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 31]	[^{F9} Failure to provide signs or devices warning of road works.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 33]	[^{F9} Interference with, or damage to, traffic signs.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 34(1)]	[^{F9} Placing unauthorised traffic sign, etc.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 34(4)]	[^{F9} Obstructing removal of traffic sign, etc.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 43]	[^{F9} Contravention of speed limit.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	[^{F9} Discretionary if committed by exceeding a speed limit.]	[^{F9} Obligatory if committed as described in column 5.]	[^{F9} 3-6 if as described in column 5.]

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[^{F9} Article 50]	[^{F9} Obstructing removal of vehicle.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 56]	[^{F9} Wrongful use of disabled person's badge.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 57]	[^{F9} Failure to produce disabled person's badge.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#
[^{F9} Article 59]	[^{F9} Contravention of regulations relating to pedestrian crossings.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	[^{F9} Discretionary if committed in respect of a motor vehicle.]	[^{F9} Obligatory if committed in respect of a motor vehicle.]	[^{F9} 3]
[^{F9} Article 60]	[^{F9} Failure to stop at school crossing]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	[^{F9} Discretionary if committed in respect of a motor vehicle.]	[^{F9} Obligatory if committed in respect of a motor vehicle.]	[^{F9} 3]
[^{F9} Article 61(3)]	[^{F9} Continuing contravention of order as to use of parking place.]	[^{F9} Summarily.]	[^{F9} One-tenth of the amount applicable for an offence under Article 14(1) for each day on which the contravention continues.]	#	#	#
[^{F9} Article 66]	[^{F9} Contravention of notice relating to use of vehicle on bridge.]	[^{F9} Summarily.]	[^{F9} Level 3 on the standard scale.]	#	#	#

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F38 Words in [Sch. 1 Pt. 1](#) relating to entry for "Article 7 of the Road Traffic Regulation (Northern Ireland) Order 1997" substituted (27.6.2007) by [Road Traffic \(Northern Ireland\) Order 2007 \(S.I. 2007/916 \(N.I. 10\)\)](#), arts. 1(3), [5\(1\)](#); S.R. 2007/302, [art. 2](#), Sch.

Status:

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