

## **EXPLANATORY NOTES**

### **ROAD SAFETY ACT 2006**

#### **INTRODUCTION**

#### **SUMMARY**

**Drink driving**

**Speeding**

**New Offences**

**Penalties and enforcement**

**Driver training**

**Driver fatigue**

**Driver and vehicle licensing**

**Motor Insurance**

**Other measures**

#### **BACKGROUND**

#### **STRUCTURE**

#### **COMMENTARY ON SECTIONS AND SCHEDULES**

**Note on abbreviations**

#### **PAYMENTS FOR ROAD SAFETY**

Section 1: Road Safety Grants

Section 2: Application of surplus income from safety camera enforcement

#### **FIXED PENALTIES**

Section 3: Graduated fixed penalties

Section 4: Graduated fixed penalty points

Section 5 (and Schedule 1): Giving of fixed penalty notices by vehicle examiners

Section 6: Goods vehicles operator licensing

Section 7: Public passenger vehicle licensing

## **NEW SYSTEM OF ENDORSEMENT**

Sections 8, 9 and 10 and Schedules 2 and 3: New system of endorsement

## **DEPOSITS AND PROHIBITION ON DRIVING**

Section 11: Financial penalty deposits

Section 12 (and Schedule 4): Prohibition on driving: immobilisation, removal and disposal of vehicles

## **DRINK-DRIVING etc.**

Section 13: High risk offenders: medical enquiries following disqualification

Section 14: Period of endorsement for failure to allow specimen to be tested

Section 15: Alcohol ignition interlocks

Section 16: Experimental period for section 15

## **SPEEDING**

Section 17: Penalty points

Section 18: Speed assessment equipment detection devices

Section 19: Exemptions from speed limits

## **NEW OFFENCES**

Section 20: Causing death by careless, or inconsiderate, driving

Section 21: Causing death by driving: unlicensed, disqualified or uninsured drivers

Section 22 and Schedule 5: Offence of keeping vehicle which does not meet insurance requirements and New Schedule 2A to the Road Traffic Act 1988

## **INCREASES IN PENALTIES**

Section 23: Careless, and inconsiderate, driving

Section 24: Breach of requirements relating to children and seat belts

Section 25: Using vehicle in dangerous condition etc

Section 26: Breach of requirements as to control of vehicle, mobile telephones etc

Section 27: Power of police to stop vehicle

Section 28: Furious driving

Section 29: Breach of duty to give information as to identity of driver etc

## **OTHER PROVISIONS ABOUT OFFENCES**

Section 30: Meaning of driving without due care and attention

Section 31: Extension of offence in section 3A of Road Traffic Act 1988

Section 32: Alternative verdict on unsuccessful culpable homicide prosecution

Section 33: Alternative verdict on unsuccessful manslaughter prosecution

## **ATTENDANCE ON COURSES**

Section 34: Penalty points

Section 35: Reduced disqualification period for attendance on course

## **DRIVING STANDARDS**

Section 36: Driving tests

Section 37: Disqualification until test is passed

Section 38: Granting of full licence

Section 39: Compulsory surrender of old-form licences

Section 40: Fee for renewal of photocard licence and issue of certain alternative licences

Section 41: Driver training

Section 42: Driving instruction

Schedule 6

**New section 123: Requirement of registration**

**New section 123A: Paid driving instruction: offences**

**New section 133ZA (Training)**

**New section 141A (Interpretation)**

Section 43: Tests: approved assistants

## **REGULATION OF REGISTRATION PLATE SUPPLIERS**

Section 44: Enforcement authorities; Section 45: Registration plates; and Section 46: Extension to Scotland and Northern Ireland

## **INFORMATION**

Section 47: Particulars to be included in vehicles register

Section 48: Records of goods vehicle examinations

Section 49: Disclosure to foreign authorities of licensing and registration information

## **LEVEL CROSSINGS**

Section 50: Safety arrangements at level crossings

*These notes refer to the Road Safety Act 2006 (c.49)*

Section 51: Delegation of power to make level crossing orders

## **HACKNEY CARRIAGES AND PRIVATE HIRE VEHICLES**

Section 52: Immediate suspension and revocation of drivers' licences

Section 53: Abolition of "contract exemption"

Section 54: Private hire vehicles in London

## **MISCELLANEOUS**

Section 55: Trunk Road picnic areas

Section 56: Vehicles modified to run on fuel stored under pressure

Section 57: Powers to regulate transport of radioactive material

Section 58: Minor corrections

## **SUPPLEMENTARY PROVISIONS**

Section 60: Power to make amendments

Section 61: Commencement

## **PUBLIC SERVICE MANPOWER IMPLICATIONS**

## **TERRITORIAL EXTENT**

**Application to Wales**

## **HANSARD REFERENCES**