



Automated and Electric Vehicles Act 2018

2018 CHAPTER 18

PART 1

AUTOMATED VEHICLES: LIABILITY OF INSURERS ETC

3 Contributory negligence etc

(1) Where—

- (a) an insurer or vehicle owner is liable under section 2 to a person (“the injured party”) in respect of an accident, and
- (b) the accident, or the damage resulting from it, was to any extent caused by the injured party,

the amount of the liability is subject to whatever reduction under the Law Reform (Contributory Negligence) Act 1945 would apply to a claim in respect of the accident brought by the injured party against a person other than the insurer or vehicle owner.

- (2) The insurer or owner of an automated vehicle is not liable under section 2 to the person in charge of the vehicle where the accident that it caused was wholly due to the person's negligence in allowing the vehicle to begin driving itself when it was not appropriate to do so.

Commencement Information

II S. 3 in force at 21.4.2021 by S.I. 2021/396, reg. 3(a)

Changes to legislation:

Automated and Electric Vehicles Act 2018, Section 3 is up to date with all changes known to be in force on or before 18 August 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 :

- s. 3(2) word inserted by [2024 c. 10 Sch. 2 para. 5\(3\)\(b\)](#)

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

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

- s. 8(1)(1A) substituted for s. 8(1) by [2024 c. 10 Sch. 2 para. 5\(6\)\(a\)](#)
- s. 12(7)(b)(ia) inserted by [2023 c. 55 Sch. 4 para. 218\(2\)\(b\)](#)