



2016 CHAPTER 11

PART 2 **N.I.**

Drink-driving

Breath testing at authorised check-points

Check-point breath tests: further provision **N.I.**

4.—(1) The Order of 1995 is amended as follows.

(2) In Article 13(3) (what constitutes co-operation with preliminary test), after “a preliminary test” insert “ or check-point breath test ”.

(3) In Article 17D (arrest following preliminary breath test)—

- (a) in paragraph (1), after “a preliminary breath test” insert “ or check-point breath test ”,
- (b) in paragraph (2), in sub-paragraph (a), after “Article 17” insert “ or a check-point breath test under Article 17CA ”,
- (c) in paragraph (2A), after “the preliminary test” insert “ or check-point breath test ”.

(4) In Article 18 (provision of specimens for analysis)—

(a) after paragraph (1), insert—

“(1A) A constable may, subject to the following provisions of this Article, require a person whom he may require to co-operate with a check-point breath test under Article 17CA—

- (a) to provide 2 specimens of breath for analysis by means of a device mentioned in paragraph (1)(a), or

Changes to legislation: *There are currently no known outstanding effects for the Road Traffic (Amendment) Act (Northern Ireland) 2016, Section 4. (See end of Document for details)*

- (b) to provide a specimen of blood or urine for a laboratory test.”,
(b) in paragraph (3), after “paragraph (1)(a)” insert “ or (1A)(a) ”,
(c) in paragraph (4), after “(1)(b)” insert “ or (1A)(b) ”.

Commencement Information

II S. 4 in operation at 25.11.2016 by S.R. 2016/399, art. 2, **Sch.**

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