

SCHEDULES

SCHEDULE I

Supplementary Provisions in connection with Proceedings for Offences under Articles 16, 28 and 29(4)

4.—(1) An accused who in any proceedings for an offence under Article 26, 28 or 29(4) wilfully applies to equipment, information, a helmet or, as the case may be, an appliance a warranty not given in relation to it is guilty of an offence.

(2) A person who, in respect of equipment, a helmet, or an appliance sold by him, or information provided by him, being equipment, a helmet an appliance or information in respect of which a warranty might be pleaded under paragraph 3, gives to the purchaser a false warranty in writing, is guilty of an offence, unless he proves that when he gave the warranty he had reason to believe that the statements or description contained in it were accurate.

(3) Where the accused in a prosecution for an offence under Article 26, 28 or 29(4) relies successfully on a warranty given to him or his employer, any proceedings under subparagraph (2) in respect of the warranty may, at the option of the prosecutor, be taken before a court having jurisdiction in the county court division—

- (a) in which the equipment, helmet or appliance, or any of the equipment, helmets or appliances, to which the warranty relates was procured;
- (b) in which the information, or any of it, to which the warranty relates was provided; or
- (c) in which the warranty was given.

Status:

Point in time view as at 27/02/2007.

Changes to legislation:

The Road Traffic (Northern Ireland) Order 1995, Paragraph 4 is up to date with all changes known to be in force on or before 10 May 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.