
Status: Point in time view as at 16/07/2008.

Changes to legislation: The Criminal Justice (Northern Ireland) Order 2008, Section 62 is up to date with all changes known to be in force on or before 23 July 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. (See end of Document for details)

STATUTORY INSTRUMENTS

2008 No. 1216

The Criminal Justice (Northern Ireland) Order 2008

PART 4

ROAD TRAFFIC OFFENCES

Other provisions about offences

Meaning of driving without due care and attention

62. In the Road Traffic (Northern Ireland) Order 1995 (NI 18), after Article 12 insert—

“Meaning of careless, or inconsiderate, driving

12A.—(1) This Article has effect for the purposes of Articles 11A, 12 and 14.

(2) A person is to be regarded as driving without due care and attention if (and only if) the way he drives falls below what would be expected of a competent and careful driver.

(3) In determining for the purposes of paragraph (2) what would be expected of a careful and competent driver in a particular case, regard shall be had not only to the circumstances of which he could be expected to be aware but also to any circumstances shown to have been within the knowledge of the accused.

(4) A person is to be regarded as driving without reasonable consideration for other persons only if those persons are inconvenienced by his driving.”.

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