
Status: Point in time view as at 31/10/2016.

Changes to legislation: The Criminal Justice (Northern Ireland) Order 2008, Cross Heading: Increase in penalties is up to date with all changes known to be in force on or before 02 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

Increase in penalties

Driving without insurance

55. In Part 1 of Schedule 1 to the Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10) (prosecution and punishment of offences: offences under the Road Traffic Orders), in the entry relating to Article 90 of the Road Traffic (Northern Ireland) Order 1981, in column (4) after “Level 5 on the standard scale” insert “ or 6 months or both ”.

Driving while disqualified

56. In Part 1 of Schedule 1 to the Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10) (prosecution and punishment of offences: offences under the Road Traffic Orders), for the entry relating to Article 168A(1)(c) of the Road Traffic (Northern Ireland) Order 1981 substitute—

“Article 168A(1)(c)	Driving while disqualified.	(a)	Summary	Discretionary	Obligatory	6”
		(b)	On indictment	statutory maximum or 6 months or both.		
			(b)	A fine or 2 years or both.		

Failure to stop vehicle

57. In Part 1 of Schedule 1 to the Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10) (prosecution and punishment of offences under the Road Traffic Orders), for the entry relating to Article 180 of the Road Traffic (Northern Ireland) Order 1981 substitute—

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“Article 180(1)	Failure to stop when so required by constable in uniform.	Summarily.	(a) Level 5 on the standard scale if committed by a person driving a mechanically propelled vehicle. (b) Level 3 on the standard scale if committed by a person riding a cycle.
Article 180(4) to (7)	Failure to produce licence, etc for examination or to state date of birth, failing to provide Department with evidence of date of birth etc, or obstructing, etc police.	Summarily.	Level 3 on the standard scale.”.

Furious driving

58. In Part 2 of Schedule 1 to the Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10) (prosecution and punishment of offences: offences otherwise than under the Road Traffic Orders), after the entry relating to manslaughter insert—

“An offence under section 35 of the Offences against the Person Act 1861 (furious driving).	Discretionary.	Obligatory if committed in respect of a mechanically propelled vehicle.	3–9”
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