

2015 No. 407

ROAD TRAFFIC AND VEHICLES

**The Disabled Persons (Badges for Motor Vehicles)
(Amendment) Regulations (Northern Ireland) 2015**

Made - - - - - *10th December 2015*

Coming into operation- - - - - *17th February 2016*

The Department for Regional Development^(a) makes the following Regulations in exercise of the powers conferred by section 14 of the Chronically Sick and Disabled Persons (Northern Ireland) Act 1978^(b) and now vested in it^(c).

Citation and commencement

1. These Regulations may be cited as The Disabled Persons (Badges for Motor Vehicles) (Amendment) Regulations (Northern Ireland) 2015 and shall come into operation on 17th February 2016.

Amendments

2.—(1) The Disabled Persons (Badges for Motor Vehicles) Regulations (Northern Ireland) 1993^(d) is amended in accordance with paragraphs (2) and (3).

(2) In regulation 4 (descriptions of disabled persons)—

(a) in paragraph (1)(b) for “2” substitute “3”; and

(b) after paragraph (2)(d) insert—

“(dd) has—

(i) received a lump sum benefit under article 15(1)(a) of the Armed Forces and Reserve Forces (Compensation Scheme) Order 2011^(e) within tariff levels 1 to 8 (inclusive); and

(ii) been certified by the Secretary of State as having a permanent and substantial disability which causes inability to walk or very considerable difficulty in walking;”.

(3) In regulation 5 (period for which a badge issues) in paragraph (a) for “second” substitute “third”.

(a) S.I. 1999/283 (N.I. 1) Article 3(1)

(b) 1978 c. 53 as amended by S.I. 1981/154 (N.I. 1) Sch. 7, para. 21; S.I. 1997/276 (N.I. 2) Article 55, Sch. 8, para. 3 and Sch. 9 and S.I. 2005/1964 (N.I. 14) Articles 32, 33 and 34

(c) S.R. 1999 No. 481 Article 6(d) and Schedule 4 Part IV

(d) S.R. 1993 No. 202 as amended by S.R. 1995 No. 332, S.R. 1998 No. 297, S.R. 2000 No. 59, S.R. 2000 No. 322, S.R. 2008 No. 501, S.R. 2009 No. 6 and S.R. 2010 No. 45

(e) S.I. 2011 No. 517 as amended by S.I. 2011 No. 2552

Sealed with the Official Seal of the Department for Regional Development on 10th December
2015

(L.S.)

G F McKenna
A senior officer of the Department for Regional Development

EXPLANATORY NOTE

(This note is not part of the Order)

These Regulations further amend the Disabled Persons (Badges for Motor Vehicles) Regulations (Northern Ireland) 1993.

The Regulations will amend the description of persons to whom a disabled person's badge may be issued to include:—

- (a) children between the ages of 2 and 3 who fall within either or both of the descriptions specified in regulation 4(3) of the Principal Regulations (“under 3’s”). Regulation 4(3) of the Principal Regulations relates to the implications of certain medical conditions.
- (b) those in receipt of a specified benefit under the Armed Forces and Reserve Forces (Compensation Scheme) Order 2011 who have been certified by the Secretary of State as having a permanent and substantial disability which causes inability to walk or very considerable difficulty in walking.

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