

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Road Safety (Financial Penalty Deposit) (Appropriate Amount) Order 2009 (the “Principal Order”). The Principal Order specifies the amounts of financial penalty deposits that may be imposed, where certain conditions are met, by constables and vehicle examiners, in relation to offences specified in an order made under section 90A of the Road Traffic Offenders Act 1988 (as inserted by section 11 of the Road Safety Act 2006).

The amendments made by this Order increase, from £30 to £60, the appropriate amounts for financial penalty deposits in respect of offences, under the Road Traffic Act 1988, relating to the wearing of seat belts and use of child seats and airbags, and under the Vehicle Excise and Registration Act 1994 of driving or keeping a vehicle without a registration mark or with it obscured. An appropriate amount of £60 is also prescribed for failing to affix a registration mark to a vehicle in accordance with regulations made under the 1994 Act. The financial penalty deposit for the offence, under section 41A of the Road Traffic Act 1988, in contravention of Regulation 27(1)(g) of the Road Vehicles (Construction and Use) Regulations 1986 ([S.I.1986/1078](#)), of using a vehicle with insufficient tyre tread is reduced, where a motor cycle is concerned, from £120 to £60.

A full impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen. An Explanatory Memorandum has been prepared and is available alongside the instrument on the OPSI website at www.opsi.gov.uk.