



# Road Traffic Act 1988

## 1988 CHAPTER 52

### PART I

#### PRINCIPAL ROAD SAFETY PROVISIONS

##### *Motor vehicles: drink and drugs*

#### 8 <sup>F1</sup>**[Breath specimen showing higher alcohol level to be disregarded.]**

(1) <sup>F2</sup>... Of any two specimens of breath provided by any person in pursuance of section 7 of this Act that with the lower proportion of alcohol in the breath shall be used and the other shall be disregarded.

<sup>F3</sup>(2) .....

<sup>F4</sup>(2A) .....

<sup>F5</sup>(3) .....

<sup>F6</sup>(4) .....

#### **Textual Amendments**

- F1** S. 8 heading substituted (10.4.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), **Sch. 11 para. 1(3)(a)**; [S.I. 2015/994](#), art. 4
- F2** Words in s. 8(1) omitted (10.4.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), **Sch. 11 para. 1(3)(b)**; [S.I. 2015/994](#), art. 4
- F3** S. 8(2) omitted (10.4.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), **Sch. 11 para. 1(1)**; [S.I. 2015/994](#), art. 4
- F4** S. 8(2A) omitted (10.4.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), **Sch. 11 para. 1(1)**; [S.I. 2015/994](#), art. 4
- F5** S. 8(3) omitted (10.4.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), **Sch. 11 para. 1(1)**; [S.I. 2015/994](#), art. 4
- F6** S. 8(4) omitted (10.4.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), **Sch. 11 para. 1(1)**; [S.I. 2015/994](#), art. 4

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*Status: Point in time view as at 10/04/2015.*

**Changes to legislation:** Road Traffic Act 1988, Section 8 is up to date with all changes known to be in force on or before 28 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)

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**Modifications etc. (not altering text)**

- C1** S. 8 applied (with modifications) (29.3.2004 for certain purposes and 30.3.2004 otherwise) by Railways and Transport Safety Act 2003 (c. 20), **ss. 83(1)(3), 96(1)(3)**, 120 (with ss. 90, 100); S.I. 2004/827, **arts. 2, 3**
- C2** Ss. 4-11 applied (with modifications) (5.8.2011) by The Road Traffic (Drink and Drugs) (Cambridgeshire Guided Busway) Regulations 2011 (S.I. 2011/1652), regs. 1, **3**

**Status:**

Point in time view as at 10/04/2015.

**Changes to legislation:**

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