

Status: Point in time view as at 08/03/1997.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 28 June 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)

SCHEDULES

SCHEDULE 1

Sections 1 etc.

OFFENCES TO WHICH SECTIONS 1, 6, 11 AND 12(1) APPLY

- 1 (1) Where section 1, 6, 11 or 12(1) of this Act is shown in column 3 of this Schedule against a provision of the ^{M1}Road Traffic Act 1988 specified in column 1, the section in question applies to an offence under that provision.
- (2) The general nature of the offence is indicated in column 2.

Marginal Citations

M1 1988 c. 52.

- [^{F1}1A Section 1 also applies—
- (a) an offence under section 16 of the Road Traffic Regulation Act 1984 consisting in the contravention of a restriction on the speed of vehicles imposed under section 14 of that Act,
 - (b) an offence under subsection (4) of section 17 of that Act consisting in the contravention of a restriction on the speed of vehicles imposed under that section, and
 - (c) an offence under section 88(7) or 89(1) of that Act (speeding offences).]

Textual Amendments

F1 Sch. 1 para. 1A inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 2**; S.I. 1992/1286, **art. 2**, Sch.

- 2 Section 6 also applies—
- (a) to an offence under section 67 of this Act, ^{F2} . . .
 - (b) in relation to Scotland, to an offence under section 173 of the Road Traffic Act 1988 (forgery, etc., of licences, test certificates, certificates of insurance and other documents and things) [^{F3}, and
 - (c) [^{F4}to] an offence under section 1(5) of the Road Traffic (Driver Licensing and Information Systems) Act 1989.]

Textual Amendments

F2 Word repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), ss. 7, 16, **Sch. 3 para. 27(a)**, **Sch. 6**

F3 **Sch. 1 para. 2(c)** and “, and” immediately preceding it inserted (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 27(a)**

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F4 Word in Sch. 1 para. 2(c) inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, Sch. 1 para.3; S.I. 1992/1286, art. 2, Sch.

- 3 Section 11 also applies to—
- (a) any offence to which section 112 of the ^{M2}Road Traffic Regulation Act 1984 (information as to identity of driver or rider) applies except an offence under section 61(5) of that Act,
 - (b) any offence which is punishable under section 91 of this Act, ^{F5}and]
 - ^{F6}(bb) an offence under paragraph 3 of Schedule 1 to the Road Traffic (Driver Licensing and Information Systems) Act 1989, and]
 - (c) any offence against any other enactment relating to the use of vehicles on roads.

Textual Amendments

- F5** Word repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), ss. 7, 16, Sch. 3 para. 27(b), Sch. 6
- F6** Sch. 1 para. 3(bb) inserted (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, Sch. 3 para. 27(b)

Marginal Citations

- M2** 1984 c. 27.

- 4 Section 12(1) also applies to—
- (a) any offence which is punishable under section 91 of this Act, ^{F7}and]
 - ^{F8}(aa) an offence under paragraph 3(1) of Schedule 1 to the Road Traffic (Driver Licensing and Information Systems) Act 1989, and]
 - (b) any offence against any other enactment relating to the use of vehicles on roads.

(1) Provision creating offence	(2) General nature of offence	(3) Applicable provisions of this Act
RTA section 1	Causing death by ^{F9} dangerous] driving.	Section 11 of this Act.
RTA section 2	^{F9} Dangerous] driving.	Sections 1, 11 and 12(1) of this Act.
RTA section 3	Careless, and inconsiderate, driving.	Sections 1, 11 and 12(1) of this Act.
^{F10} RTA section 3A]	^{F10} Causing death by careless driving when under influence of drink or drugs.]	^{F10} Section 11 of this Act.]
RTA section 4	Driving or attempting to drive, or being in charge of a ^{F11} mechanically propelled vehicle], when	Sections 11 and 12(1) of this Act.

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	unfit to drive through drink or drugs.	
RTA section 5	Driving or attempting to drive, or being in charge of a motor vehicle, with excess alcohol in breath, blood or urine.	Sections 11 and 12(1) of this Act.
RTA section 6	Failing to provide a specimen of breath for a breath test.	Sections 11 and 12(1) of this Act.
RTA section 7	Failing to provide specimen for analysis or laboratory test.	Sections 11 and 12(1) of this Act.
RTA section 12	Motor racing and speed trials.	Sections 11 and 12(1) of this Act.
RTA section 14	Driving or riding in a motor vehicle in contravention of regulations requiring wearing of seat belts.	Sections 11 and 12(1) of this Act.
RTA section 15	Driving motor vehicle with child not wearing seat belt.	Sections 11 and 12(1) of this Act.
RTA section 19	Prohibition of parking of heavy commercial vehicles on verges and footways.	Sections 11 and 12(1) of this Act.
[^{F12} RTA section 19A]	[^{F12} Prohibition of parking of vehicles other than heavy commercial vehicles on verges, etc.]	[^{F12} Sections 11 and 12 of this Act.]
RTA section 22	Leaving vehicles in dangerous positions.	Sections 1, 11 and 12(1) of this Act.
RTA section 23	Carrying passenger on motor-cycle contrary to section 23.	Sections 11 and 12(1) of this Act.
RTA section 24	Carrying passenger on bicycle contrary to section 24.	Sections 11 and 12(1) of this Act.
RTA section 25	Tampering with motor vehicles.	Section 11 of this Act.
RTA section 26(1)	Holding or getting onto vehicle in order to be carried.	Section 11 of this Act.

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RTA section 26(2)	Holding onto vehicle in order to be towed.	Sections 11 and 12(1) of this Act.
RTA section 28	[^{F13} Dangerous] cycling.	Sections 1, 11 and 12(1) of this Act.
RTA section 29	Careless, and inconsiderate, cycling.	Sections 1, 11 and 12(1) of this Act.
RTA section 30	Cycling when unfit through drink or drugs.	Sections 11 and 12(1) of this Act.
RTA section 31	Unauthorised or irregular cycle racing, or trials of speed.	Sections 11 and 12(1) of this Act.
RTA section 33	Unauthorised motor vehicle trial on footpaths or bridleways.	Sections 11 and 12(1) of this Act.
RTA section 34	Driving motor vehicles elsewhere than on roads.	Sections 11 and 12(1) of this Act.
RTA section 35	Failing to comply with traffic directions.	Sections 1, 11 and 12(1) of this Act.
RTA section 36	Failing to comply with traffic signs.	Sections 1, 11 and 12(1) of this Act.
[^{F14} RTA section 40A]	[^{F14} Using vehicle in dangerous condition etc.]	[^{F14} Sections 11 and 12(1) of this Act.]
[^{F14} RTA section 41A]	[^{F14} Breach of requirement as to brakes, steering-gear or tyres.]	[^{F14} Sections 11 and 12(1) of this Act.]
[^{F14} RTA section 41B]	[^{F14} Breach of requirement as to weight: goods and passenger vehicles.]	[^{F14} Sections 11 and 12(1) of this Act.]
RTA section 42	[^{F15} Breach of other construction and use requirements]	Sections 11 and 12(1) of this Act.
RTA section 47	Using, etc., vehicle without required test certificate being in force.	Sections 11 and 12(1) of this Act.
RTA section 53	Using, etc., goods vehicle without required plating certificate or goods vehicle test certificate being in force, or where Secretary of State is required by regulations under section 49 to be notified of an alteration to the vehicle or its	Sections 11 and 12(1) of this Act.

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	equipment but has not been notified.	
RTA section 63	Using, etc., vehicle without required certificate being in force showing that it, or a part fitted to it, complies with type approval requirements applicable to it, or using, etc., certain goods vehicles for drawing trailer when plating certificate does not specify maximum laden weight for vehicle and trailer, or using, etc., goods vehicle where Secretary of State has not been but is required to be notified under section 48 of alteration to it or its equipment.	Sections 11 and 12(1) of this Act.
RTA section 71	Driving, etc., F16 ...vehicle in contravention of prohibition on driving it as being unfit for service or overloaded, or refusing, neglecting or otherwise failing to comply with a direction to remove a F16 ... vehicle found overloaded.	Sections 11 and 12(1) of this Act.
RTA section 78	Failing to comply with requirement about weighing motor vehicle or obstructing authorised person.	Sections 11 and 12(1) of this Act.
RTA section 87(1)	Driving [F17 otherwise than in accordance with] a licence.	Sections 11 and 12(1) of this Act.
RTA section 87(2)	Causing or permitting a person to drive [F17 otherwise than in accordance with] a licence.	Section 11 of this Act.

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[^{F18} RTA section 92(10)]	[^{F18} Driving after making false declaration as to physical fitness.]	[^{F18} Sections 6, 11 and 12(1) of this Act.]
RTA [^{F19} Section 94(3)]	[^{F20} and that subsection as applied by RTA section 99D]	
Failure to notify the Secretary of State of onset of, or deterioration in, relevant or prospective disability.	Section 6 of this Act.	
[^{F21} RTA section 94(3A)] [^{F22} and that subsection as applied by RTA section 99D(b)]	[^{F21} Driving after such a failure.]	[^{F21} Sections 6, 11 and 12(1) of this Act.]
[^{F21} RTA section 94A]	[^{F21} Driving after refusal of licence under section 92(3) [^{F23} , revocation under section 93 or service of a notice under section 99C].]	[^{F21} Sections 6, 11 and 12(1) of this Act.]
F24	F24	F24
...
F24	F24	F24
...
RTA section 99	Driving licence holder failing [^{F25} when his licence is revoked, to surrender it and its counterpart or], when his particulars become incorrect, to surrender licence [^{F26} and counterpart] and give particulars.	Section 6 of this Act.
[^{F27} RTA section 99B(11).	Driving after failure to comply with a requirement under section 99B(6), (7) or (10).	Section 6 of this Act.]
RTA section 103(1)(a)	Obtaining driving licence while disqualified.	Section 6 of this Act.
RTA section 103(1)(b)	Driving while disqualified.	Sections 6, 11 and 12(1) of this Act.

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[^{F28} RTA section 114(1)]	[^{F28} Failing to comply with conditions of LGV[^{F29} PCV licence or LGV Community licence].]	[^{F28} Sections 11 and 12(1) of this Act.]
[^{F28} RTA section 114(2)]	[^{F28} Causing or permitting a person under 21 to drive LGV or PCV in contravention of conditions of that person's licence.]	[^{F28} Section 11 of this Act.]
[^{F30} RTA section 110(1)]	[^{F30} Driving HGV without HGV driver's licence.]	[^{F30} Sections 11 and 12(1) of this Act.]
[^{F30} RTA section 110(2)]	[^{F30} Causing or permitting person to drive HGV without HGV driver's licence.]	[^{F30} Section 11 of this Act.]
[^{F30} RTA section 112(6)]	[^{F30} Failing to comply with conditions of HGV driver's licence.]	[^{F30} Sections 11 and 12(1) of this Act.]
[^{F30} RTA section 112(7)]	[^{F30} Causing or permitting a person under 21 to drive HGV in contravention of conditions of HGV driver's licence.]	[^{F30} Section 11 of this Act.]
RTA section 143	Using motor vehicle, or causing or permitting it to be used, while uninsured or unsecured against third party risks.	Sections 6, 11 and 12(1) of this Act.
RTA section 163	Failing to stop vehicle when required by constable.	Sections 11 and 12(1) of this Act.
RTA section 164(6)	Failing to produce driving licence [^{F31} and counterpart][^{F32} etc] or to state date of birth.	Sections 11 and 12(1) of this Act.
RTA section 165(3)	Failing to give constable certain names and addresses or to produce certificate of insurance or certain test and other like certificates.	Sections 11 and 12(1) of this Act.
RTA section 165(6)	Supervisor of learner driver failing to give	Section 11 of this Act.

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	constable certain names and addresses.	
RTA section 168	Refusing to give, or giving false, name and address in case of reckless, careless or inconsiderate driving or cycling.	Sections 11 and 12(1) of this Act.
RTA section 170	Failure by driver to stop, report accident or give information or documents.	Sections 11 and 12(1) of this Act.
RTA section 171	Failure by owner of motor vehicle to give police information for verifying compliance with requirement of compulsory insurance or security.	Sections 11 and 12(1) of this Act.
x1 RTA section 174(1) or [F33(5)]	Making false statements in connection with licences under this Act and with registration as an approved driving instructor; or making false statement or withholding material information in order to obtain the issue of insurance certificates, etc.	Section 6 of this Act.
RTA section 175	Issuing false documents [F34]falsely amending certificate of conformity].	Section 6 of this Act.

Editorial Information

- X1** The figure "(5)" stands in the text by virtue of a correction notice issued by the Queen's Printer dated November 1990 and Road Traffic Act 1991 (c. 40, SIF 107:1), **Sch. 1 para. 17**.

Textual Amendments

- F7** Word repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), ss. 7, 16, **Sch. 3 para. 27(c)**, **Sch. 6**
- F8** **Sch. 1 para. 4(aa)** inserted (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 27(c)**
- F9** Words in **Sch. 1 Table** substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 5**; S.I. 1992/1286, art. 2, **Sch.**
- F10** Entry in **Sch. 1 Table** inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 6**; S.I. 1992/1286, art. 2, **Sch.**
- F11** Words in **Sch. 1 Table** substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 7**; S.I. 1992/1286, art. 2, **Sch.**

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- F12** Entry inserted (*prosp.*) by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), ss. 4, 8(3)(b), **Sch. 2 Pt. II para. 22(3)**
- F13** Word in Sch. 1 Table substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 8**; S.I. 1992/1286, art. 2, **Sch.**
- F14** Entries in Sch. 1 Table inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 9**; S.I. 1992/1286, art. 2, **Sch.**
- F15** Words in Sch. 1 Table substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 10**; S.I. 1992/1286, art. 2, **Sch.**
- F16** Word in Sch. 1 Table repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), ss. 22, 83, Sch. 1 para. 11, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch.**, Appendix
- F17** Words in Sch. 1 Table substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 12**; S.I. 1992/1286, art. 2, **Sch.**
- F18** Entry in Sch. 1 Table inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 13**; S.I. 1992/1286, art. 2, **Sch.**
- F19** Words in Sch. 1 Table substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 14**; S.I. 1992/1286, art. 2, **Sch.**
- F20** Words in entry inserted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 2 para. 7(a)**
- F21** Entries in Sch. 1 Table inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 15**; S.I. 1992/1286, art. 2, **Sch.**
- F22** Words in entry inserted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 1 para. 7(b)**
- F23** Words in entry substituted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 1 para. 7(c)**
- F24** Entries in Sch. 1 Table repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 83, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch.**, Appendix
- F25** Words inserted by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 27(d)** (as amended by S.I. 1990/144, regs. 2(1), 3, **Sch. 3 para. 3(4)**)
- F26** Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 26(a)**
- F27** Entry in table inserted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 1 para. 7(d)**
- F28** Entry inserted (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 27(e)**
- F29** Words in entry substituted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 1 para. 7(e)**
- F30** Entries repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 16, **Sch. 6**
- F31** Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 26(b)**
- F32** Word in Sch. 1 Table substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 16**; S.I. 1992/1286, art. 2, **Sch.**
- F33** Word in Sch. 1 Table substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 22, **Sch. 1 para. 17**; S.I. 1992/1286, art. 2, **Sch.**
- F34** Words added (*prosp.*) by Transport Act 1982 (c. 49, SIF 107:1), ss. 24(3), 76(2), (as amended (15.5.1989) by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), s. 4, **Sch. 2 Pt. I para. 13(c)(iv)**)

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SCHEDULE 2

Section 9 etc.

PROSECUTION AND PUNISHMENT OF OFFENCES

^{x2}PART I

OFFENCES UNDER THE TRAFFIC ACTS

Editorial Information

X2 Sch. 2 Pt. I: due to the large number of entries contained in Sch. 2 Pt. I and the frequency with which it has been amended, no separate versions are retained in respect of amendments coming into force after 27.06.1991 until 29.1.2004 or which are not yet in force. Historic information relating to all such amendments is reflected in the relevant retained versions.

(1) Provision creating offence	(2) General nature of offence	(3) Mode of prosecution	(4) Punishment	(5) Disqualification	(6) Endorsement	(7) Penalty points
<i>Offences under the Road Traffic Regulation Act 1984</i>						
RTRA section 5	Contravention of traffic regulation order.	Summarily.	Level 3 on the standard scale.			
RTRA section 8	Contravention of order regulating traffic in Greater London.	Summarily.	Level 3 on the standard scale.			
RTRA section 11	Contravention of experimental traffic order.	Summarily.	Level 3 on the standard scale.			
RTRA section 13	Contravention of experimental traffic scheme in Greater London.	Summarily.	Level 3 on the standard scale.			
RTRA section 16 (1)	Contravention of temporary prohibition or restriction.	Summarily.	Level 3 on the standard scale.	[^{F35} Discretion if committed in respect	[^{F35} Obligatory if committed in respect	[^{F35} 3-6 or 3 (fixed penalty)]

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				of a speed restriction.]	of a speed restriction.]
[^{F36} RTRA section 16(C)(1).]	[^{F36} Contravention of prohibition or restriction relating to relevant event.]	[^{F36} Summarily.]	[^{F36} Level 3 on the standard scale.]		
RTRA section 17 (4)	Use of special road contrary to scheme or regulations.	Summarily.]	Level 4 on the standard scale.	Discretionary if committed in respect of a motor vehicle otherwise than by unlawfully stopping or allowing the vehicle to remain at rest on a part of a special road on which vehicles are in certain circumstances permitted to remain at rest.	Obligatory if committed as mentioned in the entry in column 5. [^{F37} 3-6 or 3 (fixed penalty) if committed in respect of a speed restriction, 3 in any other case.]
RTRA section 18 (3)	One-way traffic on trunk road.	Summarily.]	Level 3 on the standard scale.		
RTRA section 20 (5)	Contravention of prohibition or restriction for roads of certain classes.	Summarily.]	Level 3 on the standard scale.		
RTRA section 25 (5)	Contravention of pedestrian crossing regulations.	Summarily.]	Level 3 on the standard scale.	Discretionary if committed in respect of a motor vehicle.	Obligatory if committed in respect of a motor vehicle. 3

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RTRA section 28 (3)	Not stopping at school crossing.	Summarily.	Level 3 on the standard scale.	Discretionary if committed in respect of a motor vehicle.	Obligatory if committed in respect of a motor vehicle.	3
RTRA section 29 (3)	Contravention of order relating to street playground.	Summarily.	Level 3 on the standard scale.	Discretionary if committed in respect of a motor vehicle.	Obligatory if committed in respect of a motor vehicle.	2
[^{F38} RTRA section 30(5)]	[^{F38} As above (Greater London).]	[^{F38} Summarily.]	[^{F38} Level 3 on the standard scale.]	[^{F38} Discretionary if committed in respect of a motor vehicle.]	[^{F38} Obligatory if committed in respect of a motor vehicle.]	[^{F38} 2]
RTRA section [^{F39} 35A(1)]	Contravention of order as to use of parking place.	Summarily.	(a) Level 3 on the standard scale in the case of an offence committed by a person in a street parking place reserved for disabled persons' vehicles or in an off-street parking place reserved for such vehicles, where that person would not have been guilty of that offence if the motor vehicle in respect of which it was committed had been a disabled person's vehicle. (b) Level 2 on the standard scale in any other case.			
RTRA section [^{F40} 35A(2)]	[^{F41} Misuse of apparatus for collecting charges or of parking device or connected apparatus]	Summarily.	Level 3 on the standard scale.			
RTRA section [^{F42} 35A(5)]	Plying for hire in parking place.	Summarily.	Level 2 on the standard scale.			
RTRA section 43 (5)	Unauthorised disclosure of information in respect of licensed parking place.	Summarily.	Level 3 on the standard scale.			

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RTRA section 43 (10)	Failure to comply with term or conditions of licence to operate parking place.	Summarily.	Level 3 on the standard scale.
RTRA section 43 (12)	Operation of public off-street parking place without licence.	Summarily.	Level 5 on the standard scale.
RTRA section 47 (1)	Contraventions relating to designated parking places.	Summarily.	(a) Level 3 on the standard scale in the case of an offence committed by a person in a street parking place reserved for disabled persons' vehicles where that person would not have been guilty of that offence if the motor vehicle in respect of which it was committed had been a disabled person's vehicle. (b) Level 2 in any other case.
RTRA section 47 (3)	Tampering with parking meter.	Summarily.	Level 3 on the standard scale.
RTRA section 52 (1)	Misuse of parking device.	Summarily.	Level 2 on the standard scale.
RTRA section 53 (5)	Contraventions of certain provisions of designation orders.	Summarily.	Level 3 on the standard scale.
RTRA section 53 (6)	Other contraventions of designation orders.	Summarily.	Level 2 on the standard scale.
RTRA section 61 (5)	Unauthorised use of loading area.	Summarily.	Level 3 on the standard scale.

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RTRA section 88 (7)	Contravention of of minimum speed limit.	Summarily.	Level 3 on the standard scale.	
RTRA section 89 (1)	Exceeding speed limit.	Summarily.	Level 3 on the standard scale.	DiscretionaryObligatory. [^{F43} 3-6 or 3 (fixed penalty)]
RTRA section 104 (5)	Interference with notice as to immobilisation device.	Summarily.	Level 2 on the standard scale.	
RTRA section 104 (6)	Interference with immobilisation device.	Summarily.	Level 3 on the standard scale.	
RTRA section 105 (5)	Misuse of disabled person's badge (immobilisation devices).	Summarily.	Level 3 on the standard scale.	
RTRA section 108 (2) (or that subsection as modified by section 109 (2) and (3)).	Non- compliance with notice (excess charge).	Summarily.	Level 3 on the standard scale.	
RTRA section 108 (3) (or that subsection as modified by section 109 (2) and (3)).	False response to notice (excess charge).	Summarily.	Level 5 on the standard scale.	
RTRA section 112 (4)	Failure to give information as to identity of driver.	Summarily.	Level 3 on the standard scale.	

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RTRA section 115 (1)	Mishandling (a) or faking parking documents.	(a) The statutory maximum. Summarily.	
		(b) On indictment.	(b) 2 years.
RTRA section 115 (2)	False statement for procuring authorisation.	Summarily.	Level 4 on the standard scale.
RTRA section 116 (1)	Non-delivery of suspect document or article.	Summarily.	Level 3 on the standard scale.
RTRA section 117	Wrongful use of disabled person's badge.	Summarily.	Level 3 on the standard scale.
RTRA section 129 (3)	Failure to give evidence at inquiry.	Summarily.	Level 3 on the standard scale.

Textual Amendments

- F35** Words in Sch. 2 Pt. I inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 2**; S.I. 1992/1286, art. 2, **Sch.**
- F36** Entry in Sch. 2 Pt. I inserted (3.5.1994) by 1994 c. 11, **s. 1(2)**.
- F37** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 3**; S.I. 1992/1286, art. 2, **Sch.**
- F38** Entry in Sch. 2 Pt. I repealed (1.11.1991 for E.W. and 1.1.1993 for S.) by New Roads and Street Works Act 1991 (c. 22, SIF 59), ss. 168(2), 170, **Sch. 9** (with s. 25(2)); S.I. 1991/2288, art. 2(2), **Sch.**; S.I. 1992/2990, art. 2(2), **Sch.**
- F39** "35A(1)" substituted by Parking Act 1989 (c. 16, SIF 107:1), s. 4, **Sch. para. 11(a)**
- F40** "35A(2)" substituted by Parking Act 1989 (c. 16, SIF 107:1), s. 4, **Sch. para. 11(b)(i)**
- F41** Words substituted by Parking Act 1989 (c. 16, SIF 107:1), s. 4, **Sch. para. 11(b)(ii)**
- F42** "35A(5)" substituted by Parking Act 1989 (c. 16, SIF 107:1), s. 4, **Sch. para. 11(c)**
- F43** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 4**; S.I. 1992/1286, art. 2, **Sch.**

Offences under the Road Traffic Act 1988

RTA section 1	Causing death by	On indictment.	[^{F45} 10years.	Obligatory.	Obligatory.	[^{F46} 3-11]
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	[^{F44} dangerous] driving.				
RTA section 2	[^{F47} Dangerous] driving.	(a) Summarily.	(a) 6 months or the statutory maximum or both.	(i) Obligatory. [^{F48} Obligatory]	(i) [^{F49} 3-11]
				(ii) [^{F48} Obligatory]	(ii) [^{F49} 3-11]
		(b) On indictment.	(b) 2 years or a fine or both.		
RTA section 3	Careless, and inconsiderate, driving.	Summarily.	Level 4 on the standard scale.	DiscretionaryObligatory.	3–9
[^{F50} RTA section 3A]	[^{F50} Causing death by careless driving when under influence of drink or drugs.]	[^{F50} On indictment.]	[^{F50} [^{F45} 10 years or a fine or both.]]	[^{F50} Obligatory][^{F50} Obligatory][^{F50} 3-11.]	
RTA section 4(1)	Driving or attempting to drive when unfit to drive through drink or drugs.	Summarily.	6 months or level 5 on the standard scale or both.	Obligatory. Obligatory.	[^{F51} 3-11]
RTA section 4(2)	Being in charge of a [^{F52} mechanically propelled vehicle] when unfit to drive through drink or drugs.	Summarily.	3 months or level 4 on the standard scale or both.	DiscretionaryObligatory.	10
RTA section 5(1) (a)	Driving or attempting to drive with excess alcohol in breath,	Summarily.	6 months or level 5 on the standard scale or both.	Obligatory. Obligatory.	[^{F53} 3-11]

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	blood or urine.					
RTA section 5(1)(b)	Being in charge of a motor vehicle with excess alcohol in breath, blood or urine.	Summarily.	3 months or level 4 on the standard scale or both.	Discretionary	Obligatory.	10
RTA section 6	Failing to provide a specimen of breath for a breath test.	Summarily.	Level 3 on the standard scale.	Discretionary	Obligatory.	4
RTA section 7	Failing to provide specimen for analysis or laboratory test.	Summarily.	(a) Where the specimen was required to ascertain ability to drive or proportion of alcohol at the time offender was driving or attempting to drive, 6 months or level 5 on the standard scale or both. (b) In any other case, 3 months or level 4 on the standard scale or both.	(a) Obligatory in case mentioned in column 4(a). (b) Discretionary in any other case.	Obligatory.	(a) [^{F54} 3-11 in case] mentioned in column 4(a). (b) 10 in any other case.
[^{F55} RTA section 7A	Failing to allow specimen	Summarily	(a) Where the test would	(a) Obligatory in the case	Obligatory	3-11, in case mentioned in

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	to be subjected to laboratory test		be for ascertaining ability to drive or proportion of alcohol at the time offender was driving or attempting to drive, 6 months or level 5 on the standard scale or both. (b) In any other case, 3 months or level 4 on the standard scale or both	mentioned in column 4(a) (b) Discretionary in any other case	column 4(a) 10, in any other case.]
RTA section 12	Motor racing and speed trials on public ways.	Summarily.	Level 4 on the standard scale.	Obligatory.	Obligatory. [F563-11]
RTA section 13	Other unauthorised or irregular competitions or trials on public ways.	Summarily.	Level 3 on the standard scale.		
RTA section 14	Driving or riding in a motor vehicle in contravention of regulations requiring wearing of seat belts.	Summarily.	Level 2 on the standard scale.		
RTA section 15(2)	Driving motor vehicle	Summarily.	Level 2 on the standard scale.		

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	with child in front not wearing seat belt.	
RTA section 15(4)	Driving motor vehicle with child in rear not wearing seat belt.	Summarily. Level 1 on the standard scale.
[^{F57} RTA section 15A(3) or (4)]	[^{F57} Selling etc. in certain circumstances equipment as conducive to the safety of children in motor vehicles.]	[^{F57} Summarily]. [^{F57} Level 3 on the standard scale.]
RTA section 16	Driving or riding motor cycles in contravention of regulations requiring wearing of protective headgear.	Summarily. Level 2 on the standard scale.
RTA section 17	Selling, etc., helmet not of the prescribed type as helmet for affording protection for motor cyclists.	Summarily. Level 3 on the standard scale.
RTA section 18(3)	Contravention of regulations with respect to use of	Summarily. Level 2 on the standard scale.

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	head-worn appliances on motor cycles.					
RTA section 18(4)	Selling, etc., appliance not of prescribed type as approved for use on motor cycles.	Summarily.	Level 3 on the standard scale.			
RTA section 19	Prohibition of parking of heavy commercial vehicles on verges, etc.	Summarily.	Level 3 on the standard scale.			
[^{F58} RTA section 19A]	[^{F58} Prohibition of parking of vehicles other than heavy commercial vehicles on verges, etc.]	[^{F58} Summarily.]	[^{F58} Level 3 on the standard scale.]			
RTA section 21	Driving or parking on cycle track.	Summarily.	Level 3 on the standard scale.			
RTA section 22	Leaving vehicles in dangerous positions.	Summarily.	Level 3 on the standard scale.	Discretionary if committed in respect of a motor vehicle.	Obligatory if committed in respect of a motor vehicle.	3
[^{F59} RTA section 22A]	[^{F59} Causing danger to road-users.]	[^{F59} (a) Summarily.]	[^{F59} (a) 6 months or the statutory maximum or both.]	–	–	–
		[^{F59} (b) On indictment.]	[^{F59} (b) 7 years or a fine or both.]			

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RTA section 23	Carrying passenger on motor-cycle contrary to section 23.	Summarily.	Level 3 on the standard scale.	DiscretionaryObligatory. [F603]
RTA section 24	Carrying passenger on bicycle contrary to section 24.	Summarily.	Level 1 on the standard scale.	
RTA section 25	Tampering with motor vehicles.	Summarily.	Level 3 on the standard scale.	
RTA section 26	Holding or getting on to vehicle, etc., in order to be towed or carried.	Summarily.	Level 1 on the standard scale.	
RTA section 27	Dogs on designated roads without being held on lead.	Summarily.	Level 1 on the standard scale.	
RTA section 28	[F61 dangerous] cycling.	Summarily.	[F62Level 4] on the standard scale.	
RTA section 29	Careless, and inconsiderate, cycling.	Summarily.	[F63Level 3] on the standard scale.	
RTA section 30	Cycling when unfit through drink or drugs.	Summarily.	Level 3 on the standard scale.	
RTA section 31	Unauthorised or irregular cycle racing or trials of speed on public ways.	Summarily.	Level 1 on the standard scale.	

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RTA section 32	Contravening prohibition on persons under 14 driving electrically assisted pedal cycles.	Summarily.	Level 2 on the standard scale.		
RTA section 33	Unauthorised motor vehicle trial on footpaths or bridleways.	Summarily.	Level 3 on the standard scale.		
RTA section 34	Driving [F64 mechanically propelled] vehicles elsewhere than on roads.	Summarily.	Level 3 on the standard scale.		
RTA section 35	Failing to comply with traffic directions.	Summarily	Level 3 on the standard scale.	Discretionary if committed in respect of a motor vehicle by failure to comply with a direction of a constable or traffic warden.	Obligatory if committed as described in column 5. 3
RTA section 36	Failing to comply with traffic signs.	Summarily	Level 3 on the standard scale.	Discretionary if committed in respect of a motor vehicle by failure to comply with an indication given by a sign specified for the purposes	Obligatory if committed as described in column 5. 3

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of this
paragraph
in
regulations
under RTA
section 36.

RTA section 37 Pedestrian failing to stop when directed by constable regulating traffic. Summarily. Level 3 on the standard scale.

[^{F65}RTA section 40A] [^{F65}Using vehicle in dangerous condition etc.] [^{F65}Summarily.] [^{F65}(a) Level 5 on the standard scale if committed in respect of a goods vehicle or a vehicle adapted to carry more than eight passengers.] [^{F65}Discretionary.] [^{F65}Obligatory.] [^{F65}3]

[^{F65}RTA section 41A] [^{F65}Breach of requirement as to brakes, steering-gear or tyres.] [^{F65}Summarily.] [^{F65}(a) Level 5 on the standard scale if committed in respect of a goods vehicle or a vehicle adapted to carry more than eight passengers.] [^{F65}Discretionary.] [^{F65}Obligatory.] [^{F65}3]

[^{F65}(b) Level 4 on the standard scale in any other case.]

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[^{F65} RTA section 41B]	[^{F65} Breach of requirement as to weight: goods and passenger vehicles.]	[^{F65} Summarily.]	[^{F65} Level 5 on the standard scale.]	–	–	–
[^{F65} RTA section 42]	[^{F65} Breach of other construction and use requirements.]	[^{F65} Summarily.]	[^{F65} (a) Level 4 on the standard scale if committed in respect of a goods vehicle or a vehicle adapted to carry more than eight passengers.]	–	–	
			[^{F65} Level 3 on the standard scale in any other case.]	–	–	
RTA section 47	Using, etc., vehicle without required test certificate being in force.	Summarily.	(a) Level 4 on the standard scale in the case of a vehicle adapted to carry more than eight passengers.			
			(b) Level 3 on the standard scale in any other case.			
Regulations under RTA section 49 made by virtue of section 51(2)	Contravention of requirement of regulations (which is declared by regulations to be an offence) that driver of goods vehicle being tested	Summarily.	Level 3 on the standard scale.			

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	be present throughout test or drive, etc., vehicle as and when directed.	
RTA section 53(1)	Using, etc., goods vehicle without required plating certificate being in force.	Summarily. Level 3 on the standard scale.
RTA section 53(2)	Using, etc., goods vehicle without required goods vehicle test certificate being in force.	Summarily. Level 4 on the standard scale.
RTA section 53(3)	Using, etc., goods vehicle where Secretary of State is required by regulations under section 49 to be notified of an alteration to the vehicle or its equipment but has not been notified.	Summarily. Level 3 on the standard scale.
Regulations under RTA section 61 made by	Contravention of requirement of regulations	Summarily. Level 3 on the standard scale.

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virtue of (which is
subsection (4) declared by
regulations
to be an
offence)
that driver
of goods
vehicle
being
tested after
notifiable
alteration
be present
throughout
test and
drive, etc.,
vehicle as
and when
directed.

RTA Using, Summarily. Level 4 on the standard scale.
section 63(1) etc., goods
vehicle
without
required
certificate
being
in force
showing
that it
complies
with type
approval
requirements
applicable
to it.

RTA Using, etc., Summarily. Level 3 on the standard scale.
section 63(2) certain
goods
vehicles for
drawing
trailer when
plating
certificate
does not
specify
maximum
laden
weight for
vehicle and
trailer.

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RTA section 63(3)	Using, etc., goods vehicle where Secretary of State is required to be notified under section 59 of alteration to it or its equipment but has not been notified.	Summarily. Level 3 on the standard scale.
RTA section 64	Using goods vehicle with unauthorised weights as well as authorised weights marked on it.	Summarily. Level 3 on the standard scale.
[^{F66} RTA section 64A]	Failure to hold EC certificate of conformity for unregistered light passenger vehicle [^{F67} or motor cycle].	Summarily. Level 3 on the standard scale.
RTA section 65	Supplying vehicle or vehicle part without required certificate being in force showing that it complies	Summarily. Level 5 on the standard scale.

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	with type approval requirements applicable to it.	
[^{F68} RTA section 65A]	Light passenger vehicles [^{F69} and motor cycles] not to be sold without EC certificate of conformity.	Summarily. Level 5 on the standard scale.
RTA section 67	Obstructing testing of vehicle by examiner on road or failing to comply with requirements of RTA section 67 or Schedule 2.	Summarily. Level 3 on the standard scale.
[^{F70} RTA section 67A] (including application by section 67B(4))	[^{F70} Failure of apparently defective vehicle to give required certificate or declaration, or failure of person in charge of vehicle being tested to give information.]	[^{F70} Summarily.] Level 3 on the standard scale.]
[^{F70} RTA section 67B]	[^{F70} Obstructing further testing of vehicle by	[^{F70} Summarily.] Level 3 on the standard scale.]

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	Secretary of State's officer or failing to comply with requirements of RTA section 67B or paragraph 3 or 4 of Schedule 2.]	
RTA section 68	Obstructing inspection, etc., of [F71goods] vehicle by examiner or failing to comply with requirement to take [F71goods] vehicle for inspection.	Summarily. Level 3 on the standard scale.
RTA section 71	Driving, etc., [F71goods] vehicle in contravention of prohibition on driving it as being unfit for service, or refusing, neglecting or otherwise failing to comply with direction to remove a [F71goods] vehicle found overloaded.	Summarily. Level 5 on the standard scale.

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RTA section 74	Contravention of regulations requiring goods vehicle operator to inspect, and keep records of inspection of, goods vehicles.	Summarily.	Level 3 on the standard scale.
RTA section 75	Selling, etc., unroadworthy vehicle or trailer or altering vehicle or trailer so as to make it unroadworthy.	Summarily.	Level 5 on the standard scale.
RTA section 76(1)	Fitting of defective or unsuitable vehicle parts.	Summarily.	Level 5 on the standard scale.
RTA section 76(3)	Supplying defective or unsuitable vehicle parts.	Summarily.	Level 4 on the standard scale.
RTA section 76(8)	Obstructing examiner testing vehicles to ascertain whether defective or unsuitable part has been fitted, etc.	Summarily.	Level 3 on the standard scale.
RTA section 77	Obstructing examiner testing condition of used vehicles at	Summarily.	Level 3 on the standard scale.

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	sale rooms, etc.			
RTA section 78	Failing to comply with requirement about weighing motor vehicle or obstructing authorised person.	Summarily.	Level 5 on the standard scale.	
RTA section 81	Selling, etc., pedal cycle in contravention of regulations as to brakes, bells, etc.	Summarily.	Level 3 on the standard scale.	
RTA section 83	Selling, etc., wrongly made tail lamps or reflectors.	Summarily.	Level 5 on the standard scale.	
[^{F72} RTA section 87(1)]	[^{F72} Driving otherwise than in accordance with a licence.]	[^{F72} Summarily.]	[^{F72} Level 3 on the standard scale.]	[^{F72} Discretionary in a case where the offender's driving would not have been in accordance with any licence that could have been granted to him.] [^{F72} Obligatory in the case mentioned in column 5.] [^{F72} 3-6]
RTA section 87(2)	Causing or permitting a person to drive [^{F73} otherwise than in accordance	Summarily.	Level 3 on the standard scale.	

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	with] a licence.			
[^{F74} RTA section 92(7C)]	[^{F74} Failure to deliver licence revoked by virtue of section 92(7A) [^{F75} and counterpart] to Secretary of State.]	[^{F74} Summarily.]	[^{F74} Level 3 on the standard scale.]	
[^{F76} RTA section 92(10A)]	[^{F76} Driving after making false declaration as to physical fitness.]	[^{F76} Summarily.]	[^{F76} Level 4 on the standard scale.]	[^{F76} Discretionary] [^{F76} Obligatory] [^{F76} 3-6]
[^{F74} RTA section 93(3)]	[^{F74} Failure to deliver revoked licence [^{F77} and counterpart] to Secretary of State.]	[^{F74} Summarily.]	[^{F74} Level 3 on the standard scale.]	
RTA [^{F78} Section 94(3)]	Failure to notify Secretary of State of onset of, or deterioration in, relevant or prospective disability [^{F79} and that subsection as applied by RTA section 99D .]	Summarily.	Level 3 on the standard scale.	
[^{F80} RTA section 94(3A)]	[^{F80} Driving after such a failure][^{F79} and that subsection as applied	[^{F80} Summarily.]	[^{F80} Level 3 on the standard scale.]	[^{F80} Discretionary] [^{F80} Obligatory] [^{F80} 3-6]

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	by RTA section 99D(b)]			
[^{F80} RTA section 94A]	[^{F80} Driving after refusal of licence under section 92(3)][^{F81} , revocation under section 93 or service of a notice under section 99C]	[^{F80} Summarily.]	[^{F80} 6 months or level 5 on the standard scale or both.]	[^{F80} Discretionary][^{F80} Obligatory][^{F80} 3-6]
RTA section 96	Driving with uncorrected defective eyesight, or refusing to submit to test of eyesight.	Summarily.	Level 3 on the standard scale.	DiscretionaryObligatory. [^{F82} 3]
[^{F83} RTA section 97]	[^{F83} Failing to comply with any conditions prescribed for driving under provisional licence.]	[^{F83} Summarily.]	[^{F83} Level 3 on the standard scale.]	[^{F83} Discretionary][^{F83} Obligatory][^{F83} 2]
[^{F83} RTA section 98]	[^{F83} Failing to comply with any conditions prescribed for driving under provisional licence where conditions applicable to driving under full licence.]	[^{F83} Summarily.]	[^{F83} Level 3 on the standard scale.]	[^{F83} Discretionary][^{F83} Obligatory][^{F83} 2]

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RTA section 99 [^{F84} (5)]	Driving licence holder failing [^{F85} to surrender licence and counterpart].	Summarily.	Level 3 on the standard scale.	
[^{F79} RTA section 99B (a)]	[^{F79} Driving licence holder after failure to comply with a requirement under section 99B(6), (7) or (10).]	[^{F79} Summarily.]	[^{F79} Level 3 on the standard scale.]	
[^{F79} RTA section 99C (4)]	[^{F79} Failure to deliver Community licence to Secretary of State when required by notice under section 99C.]	[^{F79} Summarily.]	[^{F79} Level 3 on the standard scale.]	
RTA section 103(1) (a)	Obtaining driving licence while disqualified.	Summarily.	Level 3 on the standard scale.	
RTA section 103(1) (b)	Driving while disqualified.	(a) Summarily, in England and Wales. (b) Summarily, in Scotland. (c) On indictment, in Scotland.	(a) 6 months or level 5 on the standard scale or both. (b) 6 months or the statutory maximum or both. (c) 12 months or a fine or both.	Discretionary/Obligatory. [^{F86} 6]
RTA section 109	Failing to produce	Summarily.	Level 3 on the standard scale.	

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to court
Northern
Ireland
driving
licence
[^{F87} and
counterpart].

[^{F88}RTA section 114] [^{F88}Failing to comply with conditions of LGV][^{F81}PCV licence or LGV Community licence [^{F89} and counterpart], or causing or permitting person under 21 to drive LGV or PCV in contravention of such conditions.] [^{F88}Summary.] [^{F88}Level 3 on the standard scale.]

[^{F79}RTA section 115A(4)] [^{F79}Failure to deliver LGV or PCV Community licence when required by notice under section 115A.] [^{F79}Summary.] [^{F79}Level 3 on the standard scale.]

[^{F88}RTA section 118] [^{F88}Failing to surrender revoked or suspended LGV or PCV licence [^{F89} and counterpart].] [^{F88}Summary.] [^{F88}Level 3 on the standard scale.]

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F90	Contravention	Summarily.	Level 3 on the standard scale.
F90	of		
F90	provision		
F90	of		
F90	regulations		
F90	(which is		
F90	declared by		
F90	regulations		
F90	to be an		
Regulations	offence)		
made by	about		
virtue	[^{F92} LGV or		
of RTA	PCV]drivers’		
[^{F91} section 120(c)]	licences		
	[^{F79} or LGV		
	or PCV		
	Community		
	licence .]		
RTA	Giving	Summarily.	Level 4 on the standard scale.
section 123(4)	of paid		
	driving		
	instruction		
	by		
	unregistered		
	and		
	unlicensed		
	persons		
	or their		
	employers.		
RTA	Giving	Summarily.	Level 3 on the standard scale.
section 123(6)	of paid		
	instruction		
	without		
	there being		
	exhibited		
	on the		
	motor car a		
	certificate		
	of		
	registration		
	or a licence		
	under RTA		
	Part V.		
[^{F93} RTA	[^{F93} Failure,	[^{F93} Summarily.]	[^{F93} Level
section 125A(4)]	application		3 on the
	for		standard
	registration		scale.]

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	as disabled driving instructor, to notify Registrar of onset of, or deterioration in, relevant or prospective disability.]	
[^{F93} RTA section 133C(4)]	[^{F93} Failure of registered or licensed disabled driving instructor to notify Registrar of onset of, or deterioration in, relevant or prospective disability.]	[^{F93} Summarily.] ^{F93} Level 3 on the standard scale.]
[^{F93} RTA section 133D]	[^{F93} Giving of paid driving instruction by disabled persons or their employees without emergency control certificate or in unauthorised motor car.]	[^{F93} Summarily.] ^{F93} Level 3 on the standard scale.]
RTA section 135	Unregistered instructor using title or displaying badge, etc., prescribed for registered instructor,	Summarily. Level 4 on the standard scale.

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	or employer using such title, etc., in relation to his unregistered instructor or issuing misleading advertisement, etc.			
RTA section 136	Failure of instructor to surrender to Registrar certificate or licence.	Summarily.	Level 3 on the standard scale.	
RTA section 137	Failing to produce certificate of registration or licence as driving instructor.	Summarily.	Level 3 on the standard scale.	
RTA section 143	Using motor vehicle while uninsured or unsecured against third-party risks.	Summarily.	[^{F94} Level 5]on the standard scale.	DiscretionaryObligatory. 6–8
RTA section 147	Failing to surrender certificate of insurance or security to insurer on cancellation or to make statutory declaration of loss or destruction.	Summarily.	Level 3 on the standard scale.	

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- | | | |
|--------------------|--|---|
| RTA
section 154 | Failing to give information, or wilfully making a false statement, as to insurance or security when claim made. | Summarily. Level 4 on the standard scale. |
| RTA
section 163 | Failing to stop motor vehicle or cycle when required by constable. | Summarily. Level 3 on the standard scale. |
| RTA
section 164 | Failing to produce driving licence [^{F95} and counterpart][^{F96} etc] or to state date of birth, or failing to provide the Secretary of State with evidence of date of birth, etc. | Summarily. Level 3 on the standard scale. |
| RTA
section 165 | Failing to give [^{F97} constable] certain names and addresses or to produce certain documents. | Summarily. Level 3 on the standard scale. |
| RTA
section 168 | Refusing to give, or giving false, name and address | Summarily. Level 3 on the standard scale. |

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	in case of reckless, careless or inconsiderate driving or cycling.			
RTA section 169	Pedestrian failing to give constable his name and address after failing to stop when directed by constable controlling traffic.	Summarily.	Level 1 on the standard scale.	
RTA section 170(4)	Failing to stop after accident and give particulars or report accident.	Summarily.	[^{F98} Six months or level 5 on the standard scale or both]	DiscretionaryObligatory. [^{F99} 5-10]
RTA section 170(7)	Failure by driver, in case of accident involving injury to another, to produce evidence of insurance or security or to report accident.	Summarily.	Level 3 on the standard scale.	
RTA section 171	Failure by owner of motor vehicle to give police information for verifying compliance with requirement of	Summarily.	Level 4 on the standard scale.	

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	compulsory insurance or security.				
RTA section 172	Failure of person keeping vehicle and others to give police information as to identity of driver, etc., in the case of certain offences.	Summarily.	Level 3 on the standard scale.	[^{F100} Discretionary] if committed otherwise than by virtue of subsection (5) or (11).]	[^{F100} Obligator], [^{F100} 3] if committed otherwise than by virtue of subsection (5) or (11).]
RTA section 173	Forgery, etc., of licences, [^{F79} counterparts of Community licences, test certificates, certificates of insurance and other documents and things.]	(a) Summarily.	(a) The statutory maximum.		
		(b) On indictment.	(b) 2 years.		
RTA section 174	Making certain false statements, etc., and withholding certain material information.	Summarily.	Level 4 on the standard scale.		
RTA section [^{F101} 175][^{F101} 175(1)]	Issuing false documents.	Summarily.	Level 4 on the standard scale.		
[^{F102} RTA section 175(2)]	[^{F103} Falsely] [in]tending certificate	[^{F103} Summarily].	[^{F104} Level 4 on the		[^{F105} . . .]

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	of conformity.]		standard scale]	
RTA section 177	Impersonation of, or of person employed by, authorised examiner.	Summarily.	Level 3 on the standard scale.	
RTA section 178	Taking, etc., in Scotland a motor vehicle without authority or, knowing that it has been so taken, driving it or allowing oneself to be carried in it without authority.	(a) Summarily.	(a) 3 months or the statutory maximum or both.	Discretionary ^[F106] Obligator ^[F106] 8]
		(b) On indictment.	(b) 12 months or a fine or both.	
RTA section 180	Failing to attend, give evidence or produce documents to, inquiry held by Secretary of State, etc.	Summarily.	Level 3 on the standard scale.	
RTA section 181	Obstructing inspection of vehicles after accident.	Summarily.	Level 3 on the standard scale.	
RTA Schedule 1 paragraph 6	Applying warranty to ^[F107] equipment, protective helmet, appliance	Summarily.	Level 3 on the standard scale.	

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or
information
in
defending
proceedings
under RTA
section 15A,
17 or 18(4)
where no
warranty
given, or
applying
false
warranty.

Textual Amendments

- F44** Word in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 5(a)**; S.I. 1992/1286, art. 2, **Sch.**
- F45** Words in Sch. 2 Pt. I substituted (16.8.1993) by 1993 c. 36, s. 67(1); (E.W.) S.I. 1993/1968, art. 2(1) **Sch. 1** and (S.) 1993/2035, art. 2(1) (by art. 2(2) of that S.I. it is provided that the substituting enactment shall not apply in relation to any offence committed before 16.8.1993).
- F46** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 5(b)**; S.I. 1992/1286, art. 2, **Sch.**
- F47** Word in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 6(a)**; S.I. 1992/1286, art. 2, **Sch.**
- F48** Word in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 6(b)**; S.I. 1992/1286, art. 2, **Sch.**
- F49** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 6(c)**; S.I. 1992/1286, art. 2, **Sch.**
- F50** Entry in Sch. 2 Pt. I inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 7**; S.I. 1992/1286, art. 2, **Sch.**
- F51** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 8**; S.I. 1992/1286, art. 2, **Sch.**
- F52** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 9**; S.I. 1992/1286, art. 2, **Sch.**
- F53** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 10**; S.I. 1992/1286, art. 2, **Sch.**
- F54** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 11**; S.I. 1992/1286, art. 2, **Sch.**
- F55** Sch 2 Pt. I: words in entry inserted (1.10.2002) by 2002 c. 30, s. 56(5); S.I. 2002/2306, art. 2(d)(v)
- F56** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 12**; S.I. 1992/1286, art. 2, **Sch.**
- F57** Entry in Sch. 2 Pt. I inserted by Motor Vehicles (Safety Equipment for Children) Act 1991 (c. 14, SIF 107:1), s. 3(2).
- F58** Entry inserted (*prosp.*) by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), ss. 4, 8(3)(b), **Sch. 2 Pt. II para. 22(4)**, which Pt. II para. 22 is repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), ss. 49, 83, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch.**
- F59** Entry in Sch. 2 Pt. I inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 13**; S.I. 1992/1286, art. 2, **Sch.**
- F60** Word in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 14**; S.I. 1992/1286, art. 2, **Sch.**

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- F61** Word in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 15(a)**; S.I. 1992/1286, art. 2, **Sch.**
- F62** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 15(b)**; S.I. 1992/1286, art. 2, **Sch.**
- F63** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 16**; S.I. 1992/1286, art. 2, **Sch.**
- F64** Words in Sch. 2 Pt. I substituted (E.W.) (30.1.2001) by 2000 c. 37, ss. 67, 103(2), **Sch. 7 para. 8**
- F65** Entries in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 17**; S.I. 1992/1286, art. 2, **Sch.**
- F66** Entry in Sch. 2 Pt. I inserted (1.1.1996) by S.I. 1992/3107, reg. 16, **Sch. 2 para. 7**
- F67** Sch. 2 Pt. I: words in entry inserted (30.11.1999) by S.I. 1999/2920, reg. 19, **Sch. 2 para. 5(2)**
- F68** Entry in Sch. 2 Pt. I inserted (1.1.1996) by S.I. 1992/3107, reg. 16, **Sch. 2 para. 7**
- F69** Sch. 2 Pt. I: words in entry inserted (30.11.1999) by S.I. 1999/2920, reg. 19, **Sch. 2 para. 5(3)**
- F70** Entry inserted (*prosp.*) by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), ss. 4, 8(3)(c), **Sch. 2 Pt. III para. 30**, which Pt. III para. 30 is repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), ss. 49, 83, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch.**
- F71** Words in Sch. 2 Pt. I repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, 83, Sch. 2 para. 18, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch.** Appendix.
- F72** Entry in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 19**; S.I. 1992/1286, art. 2, **Sch.**
- F73** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 20**; S.I. 1992/1286, art. 2, **Sch.**
- F74** Entry inserted by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 28(a)**
- F75** Words inserted by virtue of S.I. 1990/144, regs. 2(3), 3, **Sch. 3 para. 3(5)(a)(i)**
- F76** Entry in Sch. 2 Pt. I inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 21**; S.I. 1992/1286, art. 2, **Sch.**
- F77** Words inserted by virtue of S.I. 1990/144, regs. 2(3), 3, **Sch. 3 para. 3(5)(a)(ii)**
- F78** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 22**; S.I. 1992/1286, art. 2, **Sch.**
- F79** Words and entries in Sch. 2 Pt. I inserted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 2 para. 8(a)(b)(d)(f)-(h)**
- F80** Entries in Sch. 2 Pt. I inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 23**; S.I. 1992/1286, art. 2, **Sch.**
- F81** Words in Sch. 2 Pt. I substituted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 2 para. 8(c)(e)**
- F82** Word in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 24**; S.I. 1992/1286, art. 2, **Sch.**
- F83** Entries in Sch. 2 Pt. I repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 83, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch.** Appendix.
- F84** "(5)" inserted by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 28(b)(i)**
- F85** Words in Sch. 2 Pt. I substituted (1.7.1998) by S.I. 1998/1420, reg. 16(3)
- F86** Word in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 25**; S.I. 1992/1286, art. 2, **Sch.**
- F87** Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 27(b)**
- F88** Entries inserted (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 28(c)**
- F89** Words inserted by virtue of S.I. 1990/144, regs. 2(3), 3, **Sch. 3 para. 3(5)(c)**
- F90** Entries repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 16, **Sch. 6**
- F91** Words "section 120(5)" substituted (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 28(d)(i)**

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- F92** Words "LGV or PCV" substituted (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 28(d)(ii)**
- F93** Entries in Sch. 2 Pt. I inserted (9.9.1996) by 1993 c. 31, s. 6, **Sch. para. 11**; S.I. 1996/1980, **art. 2**.
- F94** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 26**; S.I. 1992/1286, art. 2, **Sch.**
- F95** Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 27(c)**
- F96** Word in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 27**; S.I. 1992/1286, art. 2, **Sch.**
- F97** Word in Sch. 2 Pt. I repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, 83, Sch. 2 para. 28, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch.** Appendix.
- F98** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 29(a)**; S.I. 1992/1286, art. 2, **Sch.**
- F99** Words in Sch. 2 Pt. I substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 29(b)**; S.I. 1992/1286, art. 2, **Sch.**
- F100** Words in Sch. 2 Pt. I inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, **Sch. 2 para. 30**; S.I. 1992/1286, art. 2(2), **Sch.**
- F101** "175(1)" substituted (*prosp.*) for "175" by Transport Act 1982 (c. 49, SIF 107:1), **ss. 24(3)(a)**, 76(2) (as amended (15.5.1989) by Road Traffic Act (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), s. 4, **Sch. 2 Pt. I para. 13(c)(i)(iii)**)
- F102** Words substituted (15.5.1989) by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), s. 4, **Sch. 2 Pt. I para. 13(c)(i)(iii)**.
- F103** Entry inserted (*prosp.*) by Transport Act 1982 (c. 49, SIF 107:1), **ss. 24(3)(b)**, 76(2) (as amended (15.5.1989) by Road Traffic Act (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), s. 4, **Sch. 2 Pt. I para. 13(c)(i)(iii)**)
- F104** Words substituted by virtue of (E.W.) Criminal Justice Act 1982 (c. 48, SIF 39:1), **s. 46** and (S.) Criminal Procedure (Scotland) Act 1975 (c. 21, SIF 39:1), **s. 289G**
- F105** Words repealed (15.5.1989) by Road Traffic (Consequential Provisions) Act 1988 (c. 54, SIF 107:1), **ss. 3, 4, 5, Sch. 1 Pt. I, Sch. 2 Pt. I para. 13(c)(i)(iii), Sch. 4 paras. 1-3**
- F106** Entries in Sch. 2 Pt. I repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, 83, Sch. 2 para. 31, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch.** Appendix.
- F107** Words in Sch. 2 Pt. I substituted by Motor Vehicles (Safety Equipment for Children) Act 1991 (c. 14, SIF 107:1), **s. 3(3)**.

OFFENCES UNDER THIS ACT

Section 25 of this Act.	Failing to give information as to date of birth or sex to court or to provide Secretary of State with evidence of date of birth, etc.	Summarily.	Level 3 on the standard scale.
Section 26 of this Act.	Failing to produce driving licence [F108 and counterpart] to court making order for interim disqualification [F109 on committal for sentence etc.]	Summarily.	Level 3 on the standard scale.

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Section 27 of this Act.	Failing to produce licence [^{F110} and counterpart] to court for endorsement on conviction of offence involving obligatory endorsement or on committal for sentence, etc., for offence involving obligatory or discretionary disqualification when no interim disqualification ordered.	Summarily.	Level 3 on the standard scale.
[^{F111} . . .]			
Section 62 of this Act.	Removing fixed penalty notice fixed to vehicle.	Summarily.	Level 2 on the standard scale.
Section 67 of this Act.	False statement in response to notice to owner.	Summarily.	Level 5 on the standard scale.

Textual Amendments

F108 Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 27(d)**

F109 Words in Sch. 2 Pt. I repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 83, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch. Appendix**.

F110 Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 27(e)**

F111 Entry repealed by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 16, **Sch. 6**

[^{F112}OFFENCES UNDER THE ROAD TRAFFIC (DRIVER LICENSING AND INFORMATION SYSTEMS) ACT 1989]

[^{F112} RTA 1989 s. 1(5)]	[^{F112} Failure of holder of existing HGV or PSV driver's licence to surrender it upon revocation or surrender of his	[^{F112} Summarily.]	[^{F112} Level 3 on the standard scale]
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	existing licence under Part III of RTA.]		
[^{F112} RTA 1989, Schedule 1, para. 3]	[^{F112} Failing to comply with conditions of existing HGV driver's licence, or causing or permitting person under 21 to drive HGV in contravention of such conditions.]	[^{F112} Summarily.]	[^{F112} Level 3 on the standard scale.]
[^{F112} RTA 1989, Schedule 1, para. 8(2)]	[^{F112} Contravention of provision of regulations (which is declared by regulations to be an offence) about existing HGV or PSV driver's licences.]	[^{F112} Summarily.]	[^{F112} Level 3 on the standard scale.]
[^{F112} RTA 1989, Schedule 1, para. 10(4)]	[^{F112} Taking PSV test before applying for licence or within prescribed period afterwards.]	[^{F112} Summarily.]	[^{F112} Level 3 on the standard scale.]
[^{F112} RTA 1989, Schedule 1, para. 10(5)]	[^{F112} Taking PSV test after refusal of licence.]	[^{F112} Summarily.]	[^{F112} Level 3 on the standard scale.]

Status: Point in time view as at 08/03/1997.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 28 June 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)

Textual Amendments

F112 Entry inserted (1.4.1991 except so far as it relates to offences under paragraph 10(4) and (5) of Part II of Schedule 1 to the Act which came into force on 8.11.1989) by [Road Traffic \(Driver Licensing and Information Systems\) Act 1989 \(c. 22, SIF 107:1\)](#), s. 7, [Sch. 3 para. 29](#)

PART II

OTHER OFFENCES

(1) Offence	(2) Disqualification	(3) Endorsement	(4) Penalty points
Manslaughter or, in Scotland, culpable homicide by the driver of a motor vehicle.	Obligatory.	Obligatory.	[^{F113} 3-11]
[^{F114} An offence under section 12A of the Theft Act 1968 (aggravated vehicle-taking)	Obligatory.	Obligatory.	3- 11]
Stealing or attempting to steal a motor vehicle.	Discretionary.	F115 ...	F115 ...
An offence or attempt to commit an offence in respect of a motor vehicle under section 12 of the Theft Act 1968 (taking conveyance without consent of owner etc. or, knowing it has been so taken, driving it or allowing oneself to be carried in it).	Discretionary.	F115 ...	F115 ...
An offence under section 25 of the Theft Act 1968 (going equipped for stealing, etc.) committed with reference to the theft or taking of motor vehicles.	Discretionary	F115 ...	F115 ...

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Textual Amendments

- F113** Words in Sch. 2 Pt. II substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, Sch 2 para. 32(2); S.I. 1992/1286, art. 2, Sch.
- F114** Entry in Sch. 2 Pt. II inserted (1.4.1992) by Aggravated Vehicle-Taking Act 1992 (c. 11), s. 3(1); S.I. 1992/764, art 2
- F115** Entries in Sch. 2 Pt. II repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 26, 83, Sch. 2 para. 32(3), Sch.8; S.I. 1992/1286, art. 2, Sch.

SCHEDULE 3

Section 51.

FIXED PENALTY OFFENCES

F116
...

F116	F116
...	...
F116	F116
...	...
F116	F116
...	...
F116	F116
...	...

Textual Amendments

- F116** Entries repealed (1.9.1994) by 1994 c. 22, s. 65, Sch. 5 Pt. I (with s. 57(4))

OFFENCE UNDER THE GREATER LONDON COUNCIL (GENERAL POWERS) ACT 1974 (C. XXIV)

Section 15 of the Greater London Council (General Powers) Act 1974. Parking vehicles on footways, verges, etc.

OFFENCE UNDER THE HIGHWAYS ACT 1980 (C. 66)

Section 137 of the Highways Act 1980. Obstructing a highway, but only where the offence is committed in respect of a vehicle.

OFFENCES UNDER THE ROAD TRAFFIC REGULATION ACT 1984 (C. 27)

RTRA section 5(1) Using a vehicle in contravention of a traffic regulation order outside Greater London.

Status: Point in time view as at 08/03/1997.

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RTRA section 8(1)	Breach of traffic regulation order in Greater London.
RTRA section 11	Breach of experimental traffic order.
RTRA section 13	Breach of experimental traffic scheme regulations in Greater London.
RTRA section 16(1)	Using a vehicle in contravention of temporary prohibition or restriction of traffic in case of execution of works, etc.
RTRA section 17(4)	Wrongful use of special road.
RTRA section 18(3)	Using a vehicle in contravention of provision for one-way traffic on trunk road.
RTRA section 20(5)	Driving a vehicle in contravention of order prohibiting or restricting driving vehicles on certain classes of roads.
RTRA section 25(5)	Breach of pedestrian crossing regulations, except an offence in respect of a moving motor vehicle [^{F117} other than a contravention of regulation 8 of the "Zebra" Pedestrian Crossings Regulations 1971 or of regulation 16 or 17 of the "Pelican" Pedestrian Crossings Regulations and General Directions 1987].
RTRA section 29(3)	Using a vehicle in contravention of a street playground order ^{F118}
^{F119} ^{F119}
.
RTRA section [^{F120} 35A(1)]	Breach of an order regulating the use, etc., of a parking place provided by a local authority, but only where the offence is committed in relation to a parking place provided on a road.
RTRA section 47(1)	Breach of a provision of a parking place designation order and other offences committed in relation to a parking place designated by such an order, except any offence of failing to pay an excess charge within the meaning of section 46.
RTRA section 53(5)	Using vehicle in contravention of any provision of a parking place designation order having effect by virtue of section 53(1) (a) (inclusion of certain traffic regulation provisions).
RTRA section 53(6)	Breach of a provision of a parking place designation order having effect by virtue of

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	section 53(1)(b) (use of any part of a road for parking without charge).
RTRA section 88(7)	Driving a motor vehicle in contravention of an order imposing a minimum speed limit under section 88(1)(b).
RTRA section 89(1)	Speeding offences under RTRA and other Acts.

Textual Amendments

F117 Words added (E.W.) by S.I. 1990/335, **art. 3** and (S.) by S.I. 1990/466, **art. 3**

F118 Words in **Sch. 3** repealed (1.11.1991) by **New Roads and Street Works Act 1991** (c. 22, SIF 59), s. 168(2), **Sch. 9** (with s. 25(2)); S.I. 1991/2286, art. 2(2), **Sch. 2** (for Scotland); S.I. 1991/2288, art. 3, **Sch.** (for E.W.)

F119 Entry in **Sch. 3** repealed (1.11.1991 for E.W. and 1.1.1993 for S.) by **New Roads and Street Works Act 1991** (c. 22, SIF 59), s. 168(2), **Sch. 9** (with s. 25(2)); S.I. 1991/2288, art. 3, **Sch.**; S.I. 1992/2990, art. 2(2), **Sch. 2**

F120 “35A(1)” substituted by **Parking Act 1989** (c. 16, SIF 107:1), s. 4, **Sch. para. 12**

OFFENCES UNDER THE ROAD TRAFFIC ACT 1988 (C. 52)

RTA section 14	Breach of regulations requiring wearing of seat belts.
RTA section 15(2)	Breach of restriction on carrying children in the front of vehicles.
[^{F121} RTA section 15(4)]	Breach of restriction on carrying children in the rear of vehicles.]
RTA section 16	Breach of regulations relating to protective headgear for motor cycle drivers and passengers.
RTA section 19	Parking a heavy commercial vehicle on verge or footway.
RTA section 22	Leaving vehicle in dangerous position.
RTA section 23	Unlawful carrying of passengers on motor cycles.
RTA section 34	Driving motor vehicle elsewhere than on a road.
RTA section 35	Failure to comply with traffic directions.
RTA section 36	Failure to comply with traffic signs.
[^{F122} RTA section 40A]	[^{F122} Using vehicle in dangerous condition etc.]
[^{F122} RTA section 41A]	[^{F122} Breach of requirement as to brakes, steering-gear or tyres.]

Status: Point in time view as at 08/03/1997.

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[^{F122} RTA section 41B]	[^{F122} Breach of requirement as to weight: goods and passenger vehicles.]
RTA section 42	[^{F123} Breach of other construction and use requirements]
RTA section 87(1)	Driving vehicle [^{F124} otherwise than in accordance with] requisite licence.
F125	F125
...	...
RTA section 163	Failure to stop vehicle on being so required by constable in uniform.

Textual Amendments

F121 Entry in Sch. 3 inserted (1.4.1992) by S.I. 1992/345, **art. 2**

F122 Entries in Sch. 3 inserted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 48, **Sch. 4 para. 112(2)**; S.I. 1992/1286, art. 2, **Sch.**

F123 Words in Sch. 3 substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 48, **Sch. 4 para. 112(3)**; S.I. 1992/1286, art. 2, **Sch.**

F124 Words in Sch. 3 substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 48, **Sch. 4 para. 112(4)**; S.I. 1992/1286, art. 2, **Sch.**

F125 Entry in Sch. 3 repealed (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 83, **Sch. 8**; S.I. 1992/1286, art. 2, **Sch.** Appendix

^{F126}[*OFFENCES UNDER THE VEHICLE EXCISE AND REGISTRATION ACT 1994 (C. 22)*]

Section 33 of the Vehicle Excise and Registration Act 1994.	Using or keeping a vehicle on a public road without licence being exhibited in manner prescribed by regulations.
Section 42 of that Act.	Driving or keeping a vehicle without required registration mark.
Section 43 of that Act.	Driving or keeping a vehicle with registration mark obscured etc.]

Textual Amendments

F126 Entry inserted (1.9.1994) by 1994 c. 22, s. 63, **Sch. 3 para. 25(2)** (with s. 57(4))

Status: Point in time view as at 08/03/1997.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 28 June 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)

SCHEDULE 4

Section 68.

STATUTORY STATEMENTS

PART I

STATUTORY STATEMENT OF OWNERSHIP OR HIRING

- 1 (1) For the purposes of Part III of this Act, a statutory statement of ownership is a statement on an official form signed by the person providing it and stating whether he was the owner of the vehicle at the time of the alleged offence and, if he was not the owner of the vehicle at that time, whether—
 - (a) he was never the owner, or
 - (b) he ceased to be the owner before, or became the owner after, that time,and in a case within paragraph (b) above, stating, if the information is in his possession, the name and address of the person to whom, and the date on which, he disposed of the vehicle or (as the case may be) the name and address of the person from whom, and the date on which, he acquired it.
- (2) An official form for a statutory statement of ownership shall—
 - (a) indicate that the person providing the statement in response to a notice to owner relating to an offence may give notice requesting a hearing in respect of the offence in the manner specified in the form, and
 - (b) direct the attention of any person proposing to complete the form to the information provided in accordance with paragraph 3(3) below in any official form for a statutory statement of facts.
- 2 (1) For the purposes of Part III of this Act, a statutory statement of hiring is a statement on an official form, signed by the person providing it, being a person by whom a statement of liability was signed, and stating—
 - (a) whether at the time of the alleged offence the vehicle was let to him under the hiring agreement to which the statement of liability refers, and
 - (b) if it was not, the date on which he returned the vehicle to the possession of the vehicle-hire firm concerned.
- (2) An official form for a statutory statement of hiring shall—
 - (a) indicate that the person providing the statement in pursuance of a notice relating to an offence served under section 63 of this Act by virtue of section 66 of this Act may give notice requesting a hearing in respect of the offence in the manner specified in the form, and
 - (b) direct the attention of any person proposing to complete the form to the information provided in accordance with paragraph 3(3) below in any official form for a statutory statement of facts.
- (3) In sub-paragraph (1) above “statement of liability”, “hiring agreement” and “vehicle-hire firm” have the same meanings as in section 66 of this Act.

Status: Point in time view as at 08/03/1997.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 28 June 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)

PART II

STATUTORY STATEMENT OF FACTS

- 3 (1) For the purposes of Part III of this Act, a statutory statement of facts is a statement on an official form, signed by the person providing it, which—
- (a) states that the person providing it was not the driver of the vehicle at the time of the alleged offence, and
 - (b) states the name and address at the time when the statement is provided of the person who was the driver of the vehicle at the time of the alleged offence.
- (2) A statutory statement of facts has effect as a notice given by the driver requesting a hearing in respect of the offence if it is signed by the person identified in the statement as the driver of the vehicle at the time of the alleged offence.
- (3) An official form for a statutory statement of facts shall indicate—
- (a) that if a person identified in the statement as the driver of the vehicle at the time of the alleged offence signs the statement he will be regarded as having given notice requesting a hearing in respect of the offence,
 - (b) that the person on whom the notice to owner relating to the offence is served may not give notice requesting a hearing in respect of the offence on his own account if he provides a statutory statement of facts signed by a person so identified, and
 - (c) that if the fixed penalty is not paid before the end of the period stated in the notice to owner as the period for response to the notice, a sum determined by reference to that fixed penalty may be registered without any court hearing for enforcement as a fine against the person on whom the notice to owner is served, unless he has given notice requesting a hearing in respect of the offence,

but that, in a case within paragraph (c) above, the sum in question may not be so registered if the person on whom the notice to owner is served provides a statutory statement of facts as mentioned in paragraph (b) above until two months have elapsed from the end of the period so stated without service of a summons or, in Scotland, complaint in respect of the offence on the person identified in that statement as the driver of the vehicle.

SCHEDULE 5

Section 75.

SCOTLAND: ADDITIONAL OFFENCES OPEN TO CONDITIONAL OFFER

(1) Provision creating offence	(2) General nature of offence
F127	
...	
F127	F127
...	...

Status: Point in time view as at 08/03/1997.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 28 June 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)

Textual Amendments

F127 Entry in Sch. 5 repealed (3.5.1994) by 1994 c. 9, s. 258, **Sch. 26 Pt. I**

Offence under the Road Traffic Regulation Act 1984 (c. 27)

Section 53(6) of the Road Traffic Regulation Act 1984.	Breach of provision of parking place designation order having effect by virtue of section 53(1)(b).
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Offences under the Roads (Scotland) Act 1984 (c. 54)

Section 65(1) of the Roads (Scotland) Act 1984	Conveying insecure load on drawn vehicle.
Section 65(2) of that Act	Permitting child to drive drawn vehicle.
Section 95(1) of that Act	Dropping and failing to remove mud, etc.
Section 129(3) of that Act.	Carrying projecting load.
Section 129(5) of that Act.	Driving on footway, etc.
Section 129(6) of that Act.	Parking motor vehicle on cycle track.

Offences under the Road Traffic Act 1988 (c. 52)

RTA section 24	Unlawful carrying of passengers on bicycle.
RTA section 26	Holding or getting onto a moving vehicle to be carried, or holding onto a moving vehicle to be towed.
RTA section 27	Causing or permitting dog to be on designated road without a lead.
RTA section 37	Failure by pedestrians to comply with directions of constable regulating vehicular traffic.
RTA section 47	Using a vehicle without a valid test certificate.
Regulations made by virtue of RTA section 51(2)	Failure of driver of goods vehicle to be present throughout testing of vehicle.
RTA section 53(1)	Using goods vehicle without valid required plating certificate.
RTA section 53(3)	Using altered goods vehicle where alteration not notified to Secretary of State under section 49.

Status: Point in time view as at 08/03/1997.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 28 June 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)

Regulations made by virtue of RTA section 61(4)	Failure of driver of vehicle to be present throughout testing of vehicle after notification of alteration.
RTA section 63	Using vehicle without valid type approval certificate, or using goods vehicle to draw trailer where plating certificate does not state maximum laden weight for vehicle and trailer or using altered vehicle where alteration not notified to Secretary of State under section 59.
RTA section 64	Using goods vehicle with unauthorised as well as authorised weights marked on it.
RTA section 87(2)	Causing or permitting person to drive [^{F128} otherwise than in accordance with] licence.
RTA section 94(3)	Failure to notify relevant or prospective disability.
RTA section 96(1)	Driving with uncorrected defective eyesight.
RTA section 99(5)	Driving licence holder failing [^{F129} when his licence is revoked, to surrender it and its counterpart or], when his particulars become incorrect, to surrender licence [^{F130} and counterpart] and give particulars.
[^{F131} RTA section 110]	[^{F131} Driving HGV without HGV driver's licence or causing or permitting person to drive HGV without HGV driver's licence.]
RTA [^{F132} section 112][^{F132} section 114]	Failure to comply with conditions of [^{F133} HGV][^{F133} LGV or PCV] driver's licence or employing person under 21 to drive [^{F133} HGV][^{F133} LGV or PCV] in contravention of conditions of his licence.
Regulations under RTA [^{F134} section 117][^{F134} section 120(5)]	Contravention of provisions of regulations about [^{F135} HGV][^{F135} LGV or PCV] drivers' licences which is declared by the regulations to be an offence.
RTA section 136	Failure of driving instructor to surrender licence or certificate to Registrar when required.
RTA section 137	Failure to produce certificate of registration or licence as driving instructor.
RTA section 147	Failure to surrender certificate of insurance on cancellation or to make statutory declaration.
RTA section 164(8)	Failure to furnish Secretary of State with evidence of date of birth, etc.

Status: Point in time view as at 08/03/1997.

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RTA section 165	Failure to give constable certain names and addresses or to produce certificate of insurance or certain test and other like documents or failure of person supervising learner driver to give constable certain names and addresses.
RTA section 169	Failure of pedestrian contravening section 37 to give name and address to constable.
RTA section 170	Failure of driver in accident involving injury to another to produce evidence of insurance or report the accident.

Textual Amendments

- F128** Words in Sch. 5 substituted (1.7.1992) by Road Traffic Act 1991 (c. 40, SIF 107:1), s. 48, **Sch. 4 para. 113**; S.I. 1992/1286, art. 2, **Sch.**
- F129** Words inserted by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 30(a)** (as amended (insertion of words “and its counterpart”) by S.I. 1990/144, reg. 2(3), **Sch. 3 para. 3(6)**)
- F130** Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 28**
- F131** Entry repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 16, **Sch. 6**
- F132** Words “section 114” substituted (1.4.1991) for “section 112” by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 30(b)(i)**
- F133** Words “LGV or PCV” substituted (1.4.1991) for “HGV” by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 30(b)(ii)**
- F134** Words “section 120(5)” substituted (1.4.1991) for “section 117” by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 30(c)(i)**
- F135** Words “LGV or PCV” substituted (1.4.1991) for “HGV” by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 30(c)(ii)**

Offence under this Act

Section 25(6) of this Act	Failure to provide Secretary of State when required with evidence of date of birth.
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[^{F136}Offences under the Road Traffic (Driver Licensing and Information Systems) Act 1989]

[^{F136} RTA 1989 s. 1(5).]	[^{F136} Failure of holder of existing HGV or PSV licence to surrender it upon revocation or surrender of his existing licence under Part III of RTA.]
[^{F136} RTA 1989, Schedule 1, para. 3.]	[^{F136} Failure to comply with conditions of existing HGV driver’s licence or employing person under 21 to drive HGV in contravention of conditions of his licence.]

Status: Point in time view as at 08/03/1997.

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[^{F136} RTA 1989, Schedule 1, para. 8(2).]	[^{F136} Contravention of provisions of regulations about existing HGV and PSV drivers' licences which is declared by the regulations to be an offence.]
[^{F136} RTA 1989, Schedule 1, para. 10(4).]	[^{F136} Taking PSV test before applying for licence or within prescribed period afterwards.]
[^{F136} RTA 1989, Schedule 1, para. 10(5).]	[^{F136} Taking PSV test after refusal of licence.]

Textual Amendments

F136 Entry inserted (1.4.1991 except so far as it relates to offences under paragraph 10(4) and (5) of Part II of Schedule 1 to the Act which came into force on 8.11.1989) by [Road Traffic \(Driver Licensing and Information Systems\) Act 1989 \(c. 22, SIF 107:1\)](#), s. 7, **Sch. 3 para. 30(d)**

Status:

Point in time view as at 08/03/1997.

Changes to legislation:

Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 28 June 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.