

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

SCHEDULES

SCHEDULE 1 **E+W+S**

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 to—
- (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} . . .
 - (c) ^{F4} . . . [^{F5}and
 - (d) to an offence under paragraph 3(5) of Schedule 1 to the Road Traffic (New Drivers) Act 1995.]

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- F2** Word repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), ss. 7, 16, **Sch. 3 para. 27(a)**, **Sch. 6**
- F3** Word in Sch. 1 para. 2(b) repealed (1.6.1997) by 1995 c. 13, s. 10(4), **Sch. 2 para. 7** (with ss. 8, 10(3)); S.I. 1997/267, **art. 2(2)**
- F4** Sch. 1 para. 2(c) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), **Sch. 1 Pt. 14**

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

F5 Word in Sch. 1 para. 2(c) and Sch. 1 para. 2(d) inserted (1.6.1997) by 1995 c. 13, s. 10(4), **Sch. 2 para. 7** (with ss. 8, 10(3)); S.I. 1997/267, **art. 2(2)**

- 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, [^{F6}and]
 - ^{F7}(bb)
 - (c) any offence against any other enactment relating to the use of vehicles on roads.

Textual Amendments

F6 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**

F7 Sch. 1 para. 3(bb) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), **Sch. 1 Pt. 14**

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, [^{F8}and]
 - ^{F9}(aa)
 - (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 [^{F10} dangerous] driving.	Section 11 of this Act.
RTA section 2	[^{F10} 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.
[^{F11} RTA section 3A]	[^{F11} Causing death by careless driving when under influence of drink or drugs.]	[^{F11} Section 11 of this Act.]
RTA section 4	Driving or attempting to drive, or being in charge of a [^{F12} mechanically propelled vehicle], when unfit to drive through drink or drugs.	Sections 11 and 12(1) of this Act.
RTA section 5	Driving or attempting to drive, or being in charge	Sections 11 and 12(1) of this Act.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	of a motor vehicle, with excess alcohol in breath, blood or urine.	
RTA section 6	[^{F13} Failing to co-operate with a preliminary 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.
[^{F14} RTA section 7A	Failing to allow specimen of blood to be subjected to laboratory test	Sections 11 and 12(1).]
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 [^{F15} or with child in a rear-facing child restraint in front seat with an active air bag].	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.
[^{F16} RTA section 19A]	[^{F16} Prohibition of parking of vehicles other than heavy commercial vehicles on verges, etc.]	[^{F16} 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.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

RTA section 26(2)	Holding onto vehicle in order to be towed.	Sections 11 and 12(1) of this Act.
RTA section 28	[^{F17} 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.
[^{F18} RTA section 40A]	[^{F18} Using vehicle in dangerous condition etc.]	[^{F18} Sections 11 and 12(1) of this Act.]
[^{F18} RTA section 41A]	[^{F18} Breach of requirement as to brakes, steering-gear or tyres.]	[^{F18} Sections 11 and 12(1) of this Act.]
[^{F18} RTA section 41B]	[^{F18} Breach of requirement as to weight: goods and passenger vehicles.]	[^{F18} Sections 11 and 12(1) of this Act.]
[^{F19} RTA section 41D.]	[^{F19} Breach of requirements as to control of vehicle, mobile telephones etc.]	[^{F19} Sections 11 and 12(1) of this Act.]
RTA section 42	[^{F20} 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	Sections 11 and 12(1) of this Act.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	required by regulations under section 49 to be notified of an alteration to the vehicle or its 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., ^{F21} ... 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 ^{F21} ... 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 [^{F22} 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	Section 11 of this Act.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	[^{F22} otherwise than in accordance with] a licence.	
[^{F23} RTA section 92(10)]	[^{F23} Driving after making false declaration as to physical fitness.]	[^{F23} Sections 6, 11 and 12(1) of this Act.]
RTA [^{F24} Section 94(3)] [^{F25} and that subsection as applied by RTA section 99D] [^{F26} or 109C]	Failure to notify the Secretary of State of onset of, or deterioration in, relevant or prospective disability.	Section 6 of this Act.
[^{F27} RTA section 94(3A)] [^{F28} and that subsection as applied by RTA section 99D(b)] [^{F29} or 109C(c)]	[^{F27} Driving after such a failure.]	[^{F27} Sections 6, 11 and 12(1) of this Act.]
[^{F27} RTA section 94A]	[^{F27} Driving after refusal of licence under section 92(3) [^{F30} , revocation under section 93 or service of a notice under section 99C] [^{F31} or 109B].]	[^{F27} Sections 6, 11 and 12(1) of this Act.]
[^{F32} RTA section 99(5)]	[^{F32} Driving licence holder failing to surrender licence and counterpart.]	[^{F32} Section 6 of this Act.]
F33	F33	F33
...
F33	F33	F33
...
F34	F34	F34
...
[^{F35} RTA section 99B(11)] [^{F36} and that subsection as applied by RTA section 109A(5)].	Driving after failure to comply with a requirement under section 99B(6), (7) or (10) [^{F37} or a requirement under section 99B(6) or (7) as applied by section 109A(5)].	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.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

[^{F38} RTA section 114(1)]	[^{F38} Failing to comply with conditions of LGV[^{F39} PCV licence or LGV Community licence].]	[^{F38} Sections 11 and 12(1) of this Act.]
[^{F38} RTA section 114(2)]	[^{F38} Causing or permitting a person under 21 to drive LGV or PCV in contravention of conditions of that person’s licence.]	[^{F38} Section 11 of this Act.]
[^{F40} RTA section 110(1)]	[^{F40} Driving HGV without HGV driver’s licence.]	[^{F40} Sections 11 and 12(1) of this Act.]
[^{F40} RTA section 110(2)]	[^{F40} Causing or permitting person to drive HGV without HGV driver’s licence.]	[^{F40} Section 11 of this Act.]
[^{F40} RTA section 112(6)]	[^{F40} Failing to comply with conditions of HGV driver’s licence.]	[^{F40} Sections 11 and 12(1) of this Act.]
[^{F40} RTA section 112(7)]	[^{F40} Causing or permitting a person under 21 to drive HGV in contravention of conditions of HGV driver’s licence.]	[^{F40} 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 [^{F41} by constable].	Sections 11 and 12(1) of this Act.
RTA section 164(6)	Failing to produce driving licence [^{F42} and counterpart][^{F43} 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.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	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 [F44(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 [F45] 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

- F8** 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](#)
- F9** Sch. 1 para. 4(aa) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [Sch. 1 Pt. 14](#)
- F10** 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.](#)
- F11** 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.](#)
- F12** 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.](#)

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

- F13 Words in Sch. 1 substituted (30.3.2004) by Railways and Transport Safety Act 2003 (c. 20), **Sch. 7 para. 7**; S.I. 2004/827, art. 3(ii)
- F14 Entry in table inserted (1.10.2002) by 2002 c. 30, s. **56(4)**; S.I. 2002/2306, **art. 2(d)(v)**
- F15 Words in Sch. 1 inserted (18.9.2006) by Motor Vehicles (Wearing of Seat Belts) (Amendment) Regulations 2006 (S.I. 2006/1892), regs. 1(1), **7**
- F16 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)**
- F17 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.**
- F18 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.**
- F19 Entry in Sch. 1 inserted (27.2.2007) by Road Safety Act 2006 (c. 49), **ss. 26(3)**, 61(1)(10); S.I. 2007/237, art. 2(a)
- F20 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.**
- F21 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
- F22 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.**
- F23 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.**
- F24 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.**
- F25 Words in entry inserted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 2 para. 7(a)**
- F26 Words in Sch. 1 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 36(a)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F27 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.**
- F28 Words in entry inserted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 1 para. 7(b)**
- F29 Words in Sch. 1 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 36(b)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F30 Words in entry substituted (1.1.1997) by S.I. 1996/1974, reg. 3, Sch. 1 para. 7(c)
- F31 Words in Sch. 1 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 36(c)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F32 Entry in Sch. 1 inserted (8.11.2006) by Road Safety Act 2006 (c. 49), **ss. 58(6)**, 61(9) (with s. 61(9)(b))
- F33 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
- F34 Sch. 1 entry in Table repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), **Sch. 1 Pt. 14**
- F35 Entry in table inserted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 1 para. 7(d)**
- F36 Words in Sch. 1 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 36(d)(i)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F37 Words in Sch. 1 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 36(d)(ii)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F38 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)**
- F39 Words in entry substituted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 1 para. 7(e)**
- F40 Entries repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 16, **Sch. 6**
- F41 Words in Sch. 1 repealed (E.W.) (4.10.2004 for E., 26.10.2006 for W.) by Traffic Management Act 2004 (c. 18), s. 99(1), **Sch. 12 Pt. 2**; S.I. 2004/2380, art. 2(h); S.I. 2006/2826, art. 2(1)(2)(e)
- F42 Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 26(b)**
- F43 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.**

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

- F44** 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.**
- F45** 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)**)

SCHEDULE 2 **E+W+S**

Section 9 etc.

PROSECUTION AND PUNISHMENT OF OFFENCES

^{x2} PART I **E+W+S**

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.

Modifications etc. (not altering text)

- C1** Sch. 2 Pt. I modified (temp.) (8.11.2006) by Road Safety Act 2006 (c. 49), s. 61(1)(5) (with s. 61(3))

(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.			

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

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.	[^{F46} Discretionary if committed in respect of a speed restriction.]	[^{F46} Obligatory if committed in respect of a speed restriction.] [^{F46} 3-6 or 3 (fixed penalty)]
[^{F47} RTRA section 16(C)(1).]	[^{F47} Contravention of prohibition or restriction relating to relevant event.]	[^{F47} Summarily.]	[^{F47} 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.	[^{F48} 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	Summarily.	Level 3 on the standard scale.		

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	or restriction for roads of certain classes.					
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
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
[^{F49} RTRA section 30(5)]	[^{F49} As above (Greater London).]	[^{F49} Summarily.]	[^{F49} Level 3 on the standard scale.]	[^{F49} Discretionary if committed in respect of a motor vehicle.]	[^{F49} Obligatory if committed in respect of a motor vehicle.]	[^{F49} 2]
RTRA section [^{F50} 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 [^{F51} 35A(2)]	[^{F52} Misuse of apparatus for collecting charges or of parking device or connected apparatus]	Summarily.	Level 3 on the standard scale.			

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

RTRA section [F53]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.
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	Summarily.	Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	designation orders.				
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.		
RTRA section 88 (7)	Contravention 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.	Discretionary	Obligatory. [^{F54} 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.		
[^{F55} RTRA section 105(6A)]	[^{F55} Misuse of recognised badge (immobilisation devices).]	[^{F55} Summarily.]	[^{F55} Level 3 on the standard scale.]		
RTRA section 108 (2) (or that subsection as modified by section 109	Non-compliance with notice (excess charge).	Summarily.	Level 3 on the standard scale.		

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

(2) and
(3)).

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.

RTRA section 115 (1)
Mishandling (a) or faking parking documents.
Summarily. (a) The statutory maximum.
(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 [F56]117 [F56;117(1)]
Wrongful use of disabled person's badge.
Summarily. Level 3 on the standard scale.

[F57]RTRA section 117(1) [F57] [F57] [F57]
Wrongful use of recognised 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.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

Textual Amendments

- F46** 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.**
- F47** Entry in Sch. 2 Pt. I inserted (3.5.1994) by 1994 c. 11, s. 1(2).
- F48** 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.**
- F49** 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.**
- F50** “35A(1)” substituted by Parking Act 1989 (c. 16, SIF 107:1), s. 4, **Sch. para. 11(a)**
- F51** “35A(2)” substituted by Parking Act 1989 (c. 16, SIF 107:1), s. 4, **Sch. para. 11(b)(i)**
- F52** Words substituted by Parking Act 1989 (c. 16, SIF 107:1), s. 4, **Sch. para. 11(b)(ii)**
- F53** “35A(5)” substituted by Parking Act 1989 (c. 16, SIF 107:1), s. 4, **Sch. para. 11(c)**
- 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. 4**; S.I. 1992/1286, art. 2, **Sch.**
- F55** Sch. 2 entry inserted (E.W.) (30.6.2005 for E., 30.3.2008 for W.) by Disability Discrimination Act 2005 (c. 13), s. 20(4), **Sch. 1 para. 45(2)**; S.I. 2005/1676, art. 3(b); S.I. 2007/3285, art. 2(b)
- F56** Word in Sch. 2 substituted (E.W.) (30.6.2005 for E., 30.3.2008 for W.) by Disability Discrimination Act 2005 (c. 13), s. 20(4), **Sch. 1 para. 45(3)**; S.I. 2005/1676, art. 3(b); S.I. 2007/3285, art. 2(b)
- F57** Sch. 2 entry inserted (E.W.) (30.6.2005 for E., 30.3.2008 for W.) by Disability Discrimination Act 2005 (c. 13), s. 20(4), **Sch. 1 para. 45(4)**; S.I. 2005/1676, art. 3(b); S.I. 2007/3285, art. 2(b)

Offences under the Road Traffic Act 1988

RTA section 1	Causing death by ^[F58] dangerous driving.	On indictment.	^[F59] 14 years]	Obligatory.	Obligatory.	^[F60] 3-11]
RTA section 2	^[F61] Dangerous] driving.	(a) Summarily.	(a) 6 months or the statutory maximum or both.	(i) ^[F62] Obligatory]	Obligatory.	(i) ^[F63] 3-11]
		(b) On indictment.	(b) 2 years or a fine or both.	(ii) ^[F62] Obligatory]		(ii) ^[F63] 3-11]
RTA section 3	Careless, and inconsiderate, driving.	Summarily.	Level 4 on the standard scale.	Discretionary	Obligatory.	3-9
^[F64] RTA section 3A]	^[F64] Causing death by careless driving when under influence	^[F64] On indictment.]	^[F64] ^[F65] ^[F66] 14 years] or a fine or both.]]	^[F64] Obligatory]	^[F64] Obligatory]	^[F64] 3-11.]

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	of drink or drugs.]					
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.	[^{F67} 3-11]
RTA section 4(2)	Being in charge of a [^{F68} mechanically propelled vehicle] when unfit to drive through drink or drugs.	Summarily.	3 months or level 4 on the standard scale or both.	Discretionary	Obligatory.	10
RTA section 5(1) (a)	Driving or attempting to drive with excess alcohol in breath, blood or urine.	Summarily.	6 months or level 5 on the standard scale or both.	Obligatory.	Obligatory.	[^{F69} 3-11]
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	[^{F70} Failing to co-operate with a preliminary 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	(a) Obligatory	Obligatory.	(a) [^{F71} 3-11 in case] mentioned in column 4(a).

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

			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.	(b) Discretionary in any other case.		(b) 10 in any other case.
[^{F72} RTA section 7A	Failing to allow specimen to be subjected to laboratory test	Summarily	(a) Where the test would 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.	(a) Obligatory in the case mentioned in column 4(a) (b) Discretionary in any other case	Obligatory	3-11, in case mentioned in column 4(a) 10, in any other case.]

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

RTA section 12	Motor racing and speed trials on public ways.	Summarily.	Level 4 on the standard scale.	Obligatory.	Obligatory.	[^{F73} 3-11]
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 with child in front not wearing seat belt [^{F74} or with child in a rear-facing child restraint in front seat with an active air bag].	Summarily.	Level 2 on the standard scale.			
RTA section 15(4)	Driving motor vehicle with child in rear not wearing seat belt.	Summarily.	Level 1 on the standard scale.			
[^{F75} RTA section 15A(3) or (4)]	[^{F75} Selling certain circumstances equipment	[^{F75} Summarily]	[^{F76} Level 3 on the standard scale.]			

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	as conducive to the safety of children in motor vehicles.]	
[^{F76} RTA section 15B]	[^{F76} Failure to notify bus passengers of the requirement to wear seat belts.]	[^{F76} Summarily.] ^{F76} Level 4 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 head-worn appliances on motor cycles.	Summarily. Level 2 on the standard scale.
RTA section 18(4)	Selling, etc., appliance not of	Summarily. Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	prescribed type as approved for use on motor cycles.					
RTA section 19	Prohibition of parking of heavy commercial vehicles on verges, etc.	Summarily.	Level 3 on the standard scale.			
[^{F77} RTA section 19A]	[^{F77} Prohibition of parking of vehicles other than heavy commercial vehicles on verges, etc.]	[^{F77} Summarily]	[^{F77} 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	Obligatory	3
				if committed in respect of a motor vehicle.	if committed in respect of a motor vehicle.	
[^{F78} RTA section 22A]	[^{F78} Causing danger to road-users.]	[^{F78} (a) Summarily.]	[^{F78} (a) 6 months or the statutory maximum or both.]	–	–	–
		[^{F78} (b) On indictment.]	[^{F78} (b) 7 years or a fine or both.]			
RTA section 23	Carrying passenger on motor-cycle contrary to section 23.	Summarily.	Level 3 on the standard scale.	Discretionary	Obligatory.	[^{F79} 3]
RTA section 24	Carrying passenger	Summarily.	Level 1 on the standard scale.			

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	on bicycle contrary to section 24.		
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	[^{F80} dangerous] cycling.	Summarily.	[^{F81} Level 4] on the standard scale.
RTA section 29	Careless, and inconsiderate, cycling.	Summarily.	[^{F82} Level 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.
RTA section 32	Contravening prohibition on persons under 14 driving electrically assisted pedal cycles.	Summarily.	Level 2 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

RTA section 33	Unauthorised motor vehicle trial on footpaths or bridleways.	Summarily.	Level 3 on the standard scale.	
RTA section 34	Driving [^{F83} 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 [^{F84} , traffic officer] 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 of this paragraph in regulations under RTA section 36. Obligatory if committed as described in column 5. 3

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

RTA section 37	Pedestrian failing to stop when directed [F85]by constable regulating traffic].	Summarily.	Level 3 on the standard scale.			
[F86]RTA section 40A]	[F86] Using vehicle in dangerous condition etc.]	[F86]Summarily.]	[F86](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.] [F86](b) Level 4 on the standard scale in any other case.]	[F86]Discretionary.]	[F86]Obligatory.]	[F86]3]
[F86]RTA section 41A]	[F86]Breach of requirement as to brakes, steering-gear or tyres.]	[F86]Summarily.]	[F86](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.] [F86](b) Level 4 on the standard scale in any other case.]	[F86]Discretionary.]	[F86]Obligatory.]	[F86]3]
[F86]RTA section 41B]	[F86]Breach of requirement as to weight:	[F86]Summarily.]	[F86]Level 5 on the standard scale .]	–	–	–

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	goods and passenger vehicles.]				
[^{F87} RTA section 41D]	[^{F87} Breach of requirements as to control of vehicle, mobile telephones etc.]	[^{F87} Summarily]	[^{F87} (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.]	[^{F87} Discretionary]	[^{F87} Obligatory] 3.]
			[^{F87} (b) Level 3 on the standard scale in any other case.]		
[^{F86} RTA section 42]	[^{F86} Breach of other construction and use requirements.]	[^{F86} Summarily]	[^{F86} (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.]	–	–
			[^{F86} 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.		

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

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 be present throughout test or drive, etc., vehicle as and when directed.	Summarily. Level 3 on the standard scale.
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	Summarily. Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

notified
of an
alteration to
the vehicle
or its
equipment
but has
not been
notified.

Regulations under RTA section 61 made by virtue of subsection (4) Contravention of requirement of regulations (which is 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. Summarily. Level 3 on the standard scale.

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

RTA section 63(2) Using, etc., certain Summarily. Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	goods vehicles for drawing trailer when plating certificate does not specify maximum laden weight for vehicle and trailer.	
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.
[^{F88} RTA section 64A]	Failure to hold EC certificate of conformity for unregistered light passenger vehicle	Summarily. Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	[^{F89} or motor cycle].	
RTA section 65	Supplying vehicle or vehicle part without required certificate being in force showing that it complies with type approval requirements applicable to it.	Summarily. Level 5 on the standard scale.
[^{F90} RTA section 65A]	Light passenger vehicles [^{F91} 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.
[^{F92} RTA section 67A (including application by section 67B(4))]	[^{F92} Failure of apparently defective vehicle to give required certificate	[^{F92} Summarily.] [^{F92} Level 3 on the standard scale.]

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	or declaration, or failure of person in charge of vehicle being tested to give information.]	
[^{F92} RTA section 67B]	[^{F92} Obstructing further testing of vehicle by Secretary of State's officer or failing to comply with requirements of RTA section 67B or paragraph 3 or 4 of Schedule 2.]	[^{F92} Summarily, ^{F92} Level 3 on the standard scale.]
RTA section 68	Obstructing inspection, etc., of [^{F93} goods] vehicle by examiner or failing to comply with requirement to take [^{F93} goods] vehicle for inspection.	Summarily. Level 3 on the standard scale.
RTA section 71	Driving, etc., [^{F93} goods] vehicle in contravention of prohibition on driving it as being	Summarily. Level 5 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	unfit for service, or refusing, neglecting or otherwise failing to comply with direction to remove a [^{F93} goods] vehicle found overloaded.	
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	Summarily. Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	testing vehicles to ascertain whether defective or unsuitable part has been fitted, etc.			
RTA section 77	Obstructing examiner testing condition of used vehicles at sale rooms, etc.	Summarily.	Level 3 on the standard scale.	
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.	
[^{F94} RTA section 87(1)]	[^{F94} Driving otherwise than in accordance with a licence.]	[^{F94} Summarily.]	[^{F94} Level 3 on the standard scale.]	[^{F94} Discretion in a case where the offender's driving would not have [^{F94} Obligatory in the case mentioned in column 5.] ^{F94} 3-6]

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

been in
accordance
with any
licence
that could
have been
granted to
him.]

RTA section 87(2) Causing or permitting a person to drive [F95 otherwise than in accordance with] a licence. Summarily. Level 3 on the standard scale.

[F96 RTA section 92(7C)] [F96 Failure to deliver licence revoked by virtue of section 92(7A) [F97 and counterpart] to Secretary of State.] [F96 Summarily.] [F96 Level 3 on the standard scale.]

[F98 RTA section 92(10)] [F98 Driving after making false declaration as to physical fitness.] [F98 Summarily.] [F98 Level 4 on the standard scale.] [F98 Discretionary.] [F98 Obligatory.] [F98 3-6]

[F96 RTA section 93(3)] [F96 Failure to deliver revoked licence [F99 and counterpart] to Secretary of State.] [F96 Summarily.] [F96 Level 3 on the standard scale.]

RTA [F100 Section 94(3)] Failure to notify Secretary of State of onset of, or deterioration Summarily. Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	in, relevant or prospective disability [^{F101} and that subsection as applied by RTA section 99D][^{F102} or 109C].			
[^{F103} RTA section 94(3A)]	[^{F103} Driving after such a failure][^{F101} and that subsection as applied by RTA section 99D(b)][^{F104} or 109C(c)]	[^{F103} Summarily.]	[^{F103} Level 3 on the standard scale.]	[^{F103} DiscretionaryObligator][^{F103} 3-6]
[^{F103} RTA section 94A]	[^{F103} Driving after refusal of licence under section 92(3)][^{F105} , revocation under section 93 or service of a notice under section 99C][^{F106} or 109B]	[^{F103} Summarily.]	[^{F103} 6 months or level 5 on the standard scale or both.]	[^{F103} DiscretionaryObligator][^{F103} 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.	DiscretionaryObligator. [^{F107} 3]
[^{F108} RTA section 97]	[^{F108} Failing to comply with any conditions prescribed for driving	[^{F108} Summarily.]	[^{F108} Level 3 on the standard scale.]	[^{F108} DiscretionaryObligator][^{F108} 2]

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	under provisional licence.]				
[^{F108} RTA section 98]	[^{F108} Failing to comply with any conditions prescribed for driving under provisional licence where conditions applicable to driving under full licence.]	[^{F108} Summarily.]	[^{F108} Level 3 on the standard scale.]	[^{F108} Discretionary.]	[^{F108} Obligator.] 2]
RTA section 99 [^{F109} (5)]	Driving licence holder failing [^{F110} to surrender licence and counterpart].	Summarily.	Level 3 on the standard scale.		
[^{F101} RTA section 99B(1) and that subsection as applied by RTA section 109A(5)]	[^{F101} Driving licence holder failing to comply with a requirement under section 99B(6), (7) or (10)] [^{F112} or a requirement under section 99B(6) or (7) as applied by section 109A(5)].	[^{F101} Summarily.]	[^{F101} Level 3 on the standard scale.]		
[^{F101} RTA section 99(C)(4)]	[^{F101} Failure to deliver Community licence to Secretary of State when required	[^{F101} Summarily.]	[^{F101} Level 3 on the standard scale.]		

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	by notice under section 99C.]			
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.	(a) 6 months or level 5 on the standard scale or both.	DiscretionaryObligatory. [F1136]
		(b) Summarily, in Scotland.	(b) 6 months or the statutory maximum or both.	
		(c) On indictment, in Scotland.	(c) 12 months or a fine or both.	
F114	F114	F114	F114	
...	
[F115 RTA section 109B(4)]	[F115 Failure to deliver Northern Ireland licence to Secretary of State when required by notice under section 109B.]	[F115 Summarily.]	[F115 Level 3 on the standard scale.]	
F116				
...				
F116				
...				
[F117 RTA section 114]	[F117 Failing to comply with conditions of LGV][F105 PCV	[F117 Summarily.]	[F117 Level 3 on the standard scale.]	

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

licence
or LGV
Community
licence
[^{F118} and
counterpart
, or
causing or
permitting
person
under 21 to
drive LGV
or PCV in
contravention
of such
conditions.
]

[^{F101}RTA section 115A(4)] [^{F101} Failure to deliver LGV or PCV Community licence when required by notice under section 115A.] [^{F101}Summary.] [^{F101}Level 3 on the standard scale.]

[^{F117}RTA section 118] [^{F117} Failing to surrender revoked or suspended LGV or PCV licence [^{F118} and counterpart].] [^{F117}Summary.] [^{F117}Level 3 on the standard scale.]

Regulations made by virtue of RTA [^{F119}section 120(5)] Contravention of provision of regulations (which is declared by regulations to be an offence) about [^{F120}LGV or PCV]drivers' [^{F119}Summary.] Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	licences [^{F101} or LGV or PCV Community licence .]	
RTA section 123(4)	Giving of paid driving instruction by unregistered and unlicensed persons or their employers.	Summarily. Level 4 on the standard scale.
RTA section 123(6)	Giving of paid instruction without there being exhibited on the motor car a certificate of registration or a licence under RTA Part V.	Summarily. Level 3 on the standard scale.
[^{F121} RTA section 125A(4)]	[^{F121} Failure, (4) application for registration as disabled driving instructor, to notify Registrar of onset of, or deterioration in, relevant or prospective disability.]	[^{F121} Summarily, ^{F121} Level 3 on the standard scale.]
[^{F121} RTA section 133C(4)]	[^{F121} Failure (4) registered or licensed	[^{F121} Summarily, ^{F121} Level 3 on the standard scale.]

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	disabled driving instructor to notify Registrar of onset of, or deterioration in, relevant or prospective disability.]	
[^{F121} RTA section 133D]	[^{F121} Giving of paid driving instruction by disabled persons or their employees without emergency control certificate or in unauthorised motor car.]	[^{F121} Summarily, ^{F121} Level 3 on the standard scale.]
RTA section 135	Unregistered instructor using title or displaying badge, etc., prescribed for registered instructor, or employer using such title, etc., in relation to his unregistered instructor or issuing misleading advertisement, etc.	Summarily. Level 4 on the standard scale.
RTA section 136	Failure of instructor to surrender	Summarily. Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	to Registrar certificate or licence.		
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.	[^{F122} 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.
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	Summarily.	Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	cycle when required [F85] by constable].	
RTA section 164	Failing to produce driving licence [F123] and counterpart[[F124] 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 [F125] 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 in case of reckless, careless or inconsiderate driving or cycling.	Summarily. Level 3 on the standard scale.
RTA section 169	Pedestrian failing to give constable his name and address after failing to stop	Summarily. Level 1 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	when directed by constable controlling traffic.			
RTA section 170(4)	Failing to stop after accident and give particulars or report accident.	Summarily.	[^{F126} Six months or level 5 on the standard scale or both]	DiscretionaryObligatory. [^{F127} 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 compulsory insurance or security.	Summarily.	Level 4 on the standard scale.	
RTA section 172	Failure of person keeping vehicle and others to give police information as to identity of driver, etc., in the case	Summarily.	Level 3 on the standard scale.	[^{F128} Discretionary] if committed otherwise than by virtue of subsection (5) or (11). [^{F128} Obligatory, ^{F128} 3] if committed otherwise than by virtue of subsection (5) or (11).]

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	of certain offences.			
RTA section 173	Forgery, etc., of licences, [F101] 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.	[F129] (a) Summarily	[F129] (a) 6 months or the statutory maximum or	
		(b) On indictment]	(b) 2 years or a fine or both.]	
RTA section [F130] 175 [[F130] 175(1)]	Issuing false documents.	Summarily.	Level 4 on the standard scale.	
[F131] RTA section 175(2)]	[F132] Falsely amending certificate of conformity.]	[F132] Summarily.	[F133] Level 4 on the standard scale]	[F134] . . .]
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	(a) Summarily.	(a) 3 months	Discretionary [F135] Obligator [F135] 8]

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

	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.		or the statutory maximum or both.
		(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 ^{F136} equipment, protective helmet, appliance or information in defending proceedings under RTA section 15A, 17 or 18(4) where no warranty	Summarily.	Level 3 on the standard scale.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

given, or
applying
false
warranty.

Textual Amendments

- F58** 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.**
- F59** Words in Sch. 2 Pt. I substituted (27.2.2004) by Criminal Justice Act 2003 (c. 44), **ss. 285(2)(3), 336(3)(4)** (with s. 285(8)); S.I. 2004/81, art. 5(1)(2)(b)
- F60** 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.**
- 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. 6(a)**; S.I. 1992/1286, art. 2, **Sch.**
- F62** 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.**
- 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. 6(c)**; S.I. 1992/1286, art. 2, **Sch.**
- F64** 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.**
- F65** 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).
- F66** Words in Sch. 2 Pt. I substituted (27.2.2004) by Criminal Justice Act 2003 (c. 44), **ss. 285(2)(4), 336(3)(4)** (with s. 285(8)); S.I. 2004/81, art. 5(1)(2)(b)
- F67** 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.**
- F68** 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.**
- F69** 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.**
- F70** Words in Sch. 2 substituted (30.3.2004) by Railways and Transport Safety Act 2003 (c. 20), **Sch. 7 para. 8**; S.I. 2004/827, art. 3(ii)
- F71** 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.**
- F72** 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)**
- 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. 12**; S.I. 1992/1286, art. 2, **Sch.**
- F74** Words in Sch. 2 Pt. I inserted (18.9.2006) by Motor Vehicles (Wearing of Seat Belts) (Amendment) Regulations 2006 (S.I. 2006/1892), regs. 1(1), **8(a)**
- F75** Entry in Sch. 2 Pt. I inserted by Motor Vehicles (Safety Equipment for Children) Act 1991 (c. 14, SIF 107:1), **s. 3(2)**.
- F76** Words in Sch. 2 Pt. I inserted (18.9.2006) by Motor Vehicles (Wearing of Seat Belts) (Amendment) Regulations 2006 (S.I. 2006/1892), regs. 1(1), **8(b)**
- F77** 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.**
- F78** 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.**
- F79** 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.**

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

- F80** 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.**
- F81** 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.**
- F82** 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.**
- F83** Words in Sch. 2 Pt. I substituted (E.W.) (30.1.2001) by 2000 c. 37, ss. 67, 103(2), **Sch. 7 para. 8**
- F84** Words in Sch. 2 Pt. I inserted (4.10.2004 for E., 1.5.2009 for W.) by Traffic Management Act 2004 (c. 18), ss. 6(5), 99(1); S.I. 2004/2380, art. 2(a); S.I. 2009/1095, art. 2(a)
- F85** Words in Sch. 2 Pt. I repealed (4.10.2004 for E., 26.10.2006 for W.) by Traffic Management Act 2004 (c. 18), s. 99(1), **Sch. 12 Pt. 2**; S.I. 2004/2380, art. 2(h); S.I. 2006/2826, art. 2(1)(2)(e)
- F86** 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.**
- F87** Words in Sch. 2 Pt. I inserted (27.2.2007) by Road Safety Act 2006 (c. 49), ss. 26(4), 61(1)(10) (with s. 61(3)); S.I. 2007/237, art. 2(a)
- F88** Entry in Sch. 2 Pt. I inserted (1.1.1996) by S.I. 1992/3107, reg. 16, **Sch. 2 para. 7**
- F89** Sch. 2 Pt. I: words in entry inserted (30.11.1999) by S.I. 1999/2920, reg. 19, **Sch. 2 para. 5(2)**
- F90** Entry in Sch. 2 Pt. I inserted (1.1.1996) by S.I. 1992/3107, reg. 16, **Sch. 2 para. 7**
- F91** Sch. 2 Pt. I: words in entry inserted (30.11.1999) by S.I. 1999/2920, reg. 19, **Sch. 2 para. 5(3)**
- F92** 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.**
- F93** 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.
- F94** 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.**
- F95** 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.**
- F96** Entry inserted by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 7, **Sch. 3 para. 28(a)**
- F97** Words inserted by virtue of S.I. 1990/144, regs. 2(3), 3, **Sch. 3 para. 3(5)(a)(i)**
- F98** 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.**
- F99** Words inserted by virtue of S.I. 1990/144, regs. 2(3), 3, **Sch. 3 para. 3(5)(a)(ii)**
- F100** 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.**
- F101** 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)**
- F102** Words in Sch. 2 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 37(a)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F103** 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.**
- F104** Words in Sch. 2 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 37(b)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F105** Words in Sch. 2 Pt. I substituted (1.1.1997) by S.I. 1996/1974, reg. 3, **Sch. 2 para. 8(c)(e)**
- F106** Words in Sch. 2 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 37(c)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F107** 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.**
- F108** 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.
- F109** "(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)**

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

- F110** Words in Sch. 2 Pt. I substituted (1.7.1998) by S.I. 1998/1420, **reg. 16(3)**
- F111** Words in Sch. 2 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 37(d)(i)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F112** Words in Sch. 2 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 37(d)(ii)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F113** 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.**
- F114** Sch. 2 entry repealed (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), Sch. 5 para. 37(e), **Sch. 6**; S.I. 2004/2624, art. 2(1)(2)(b)(c)
- F115** Entry in Sch. 2 inserted (11.10.2004) by Crime (International Co-operation) Act 2003 (c. 32), s. 94(1), **Sch. 5 para. 37(f)**; S.I. 2004/2624, art. 2(1)(2)(b)
- F116** Entries repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 16, **Sch. 6**
- F117** 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)**
- F118** Words inserted by virtue of S.I. 1990/144, regs. 2(3), 3, **Sch. 3 para. 3(5)(c)**
- F119** 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)**
- F120** 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)**
- F121** 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**
- F122** 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.**
- F123** Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 27(c)**
- F124** 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.**
- F125** 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**.
- F126** 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.**
- F127** 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.**
- F128** 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.**
- F129** Words in Sch. 2 Pt. I substituted (29.1.2004) by Criminal Justice Act 2003 (c. 44), **ss. 286, 336(3)(4)**; S.I. 2004/81, art. 4(1)(2)(l)
- F130** "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)**)
- F131** 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)**.
- F132** 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)**)
- F133** 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**
- F134** 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**
- F135** 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**.
- F136** Words in Sch. 2 Pt. I substituted by Motor Vehicles (Safety Equipment for Children) Act 1991 (c. 14, SIF 107:1), **s. 3(3)**.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

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 [^{F137} and counterpart] to court making order for interim disqualification [^{F138} on committal for sentence etc.]	Summarily.	Level 3 on the standard scale.
Section 27 of this Act.	Failing to produce licence [^{F139} 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.
[^{F140} . . .]			
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

F137 Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 27(d)**

F138 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.

F139 Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 27(e)**

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

F140 Entry repealed by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 16, Sch. 6

F141
 ...

Textual Amendments

F141 Sch. 2 Pt. I entries repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 14

PART II E+W+S

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.	[^{F142} 3-11]
[^{F143} 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.	F144 ...	F144 ...
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.	F144 ...	F144 ...
An offence under section 25 of the Theft Act 1968 (going equipped for stealing, etc.) committed with reference to the theft	Discretionary	F144 ...	F144 ...

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

or taking of motor vehicles.

Textual Amendments

- F142** 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.
- F143** 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**
- F144** 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 **E+W**

Section 51.

FIXED PENALTY OFFENCES

Extent Information

- E1** This version of this provision extends to England and Wales only; a separate version has been created for Scotland only

F145 . . .

F145	F145
.
F145	F145
.
F145	F145
.
F145	F145
.

Textual Amendments

- F145** Entries repealed (1.9.1994) by 1994 c. 22, s. 65, **Sch. 5 Pt. I**

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.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

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.
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 [^{F146} other than a contravention of regulations 23, 24, 25 and 26 of the Zebra, Pelican and Puffin Pedestrian Crossings Regulations and General Directions 1997].
RTRA section 29(3)	^{F147} Using a vehicle in contravention of a street playground order . . .
^{F148} . . .	^{F148} . . .
RTRA section [^{F149} 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.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

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 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

F146 Words in Sch. 3 substituted (1.8.1999) by S.I. 1999/1851, **art. 2(3)(a)**

F147 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.)

F148 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**

F149 "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.
[^{F150} 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.
[^{F151} RTA section 18(3)]	[^{F151} Breach of regulations relating to head-worn appliances (eye protectors) for use on motor cycles]
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.

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

[^{F152} RTA section 24]	[^{F152} Carrying more than one person on a pedal cycle.]
RTA section 34	Driving [^{F153} mechanically propelled] vehicle elsewhere than on a road.
RTA section 35	Failure to comply with traffic directions.
RTA section 36	Failure to comply with traffic signs.
[^{F154} RTA section 40A]	[^{F154} Using vehicle in dangerous condition etc.]
[^{F154} RTA section 41A]	[^{F154} Breach of requirement as to brakes, steering-gear or tyres.]
[^{F154} RTA section 41B]	[^{F154} Breach of requirement as to weight: goods and passenger vehicles.]
[^{F155} RTA section 41D]	[^{F155} Breach of requirement as to control of vehicle, mobile telephone etc.]
RTA section 42	[^{F156} Breach of other construction and use requirements]
RTA section 87(1)	Driving vehicle [^{F157} otherwise than in accordance with] requisite licence.
F158	F158
...	...
RTA section 163	Failure to stop vehicle on being so required F159

Textual Amendments

- F150** Entry in Sch. 3 inserted (1.4.1992) by S.I. 1992/345, **art. 2**
- F151** Words in Sch. 3 inserted (1.12.2004) by Fixed Penalty Offences Order 2004 (S.I. 2004/2922), arts. 1, **2(2)**
- F152** Entry in Sch. 3 inserted (E.W.)(1.8.1999) by S.I. 1999/1851, **art. 3(3)(a)**
- F153** Words in entry in Sch. 3 substituted (20.1.2001) by 2000 c. 37, ss. 67, 103(2), **Sch. 7 para. 9**
- F154** 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.**
- F155** Words in Sch. 3 inserted (27.2.2007) by Road Safety Act 2006 (c. 49), **ss. 26(5)**, 61(1)(10); S.I. 2007/237, art. 2(a)
- F156** 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.**
- F157** 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.**
- F158** 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
- F159** Words in Sch. 3 repealed (4.10.2004 for E., 26.10.2006 for W.) by Traffic Management Act 2004 (c. 18), s. 99(1), **Sch. 12 Pt. 2**; S.I. 2004/2380, art. 2(h); S.I. 2006/2826, art. 2(1)(2)(e)

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

^{F160}[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 [^{F161} vehicle licence, trade licence or nil 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.
[^{F162} Section 43C of that Act]	[^{F162} Using an incorrectly registered vehicle.]
[^{F163} Section 59 of that Act]	[^{F163} Failure to fix a prescribed registration mark to a vehicle in accordance with regulations made under section 23(4)(a) of that Act.]]

Textual Amendments

F160 Entry inserted (1.9.1994) by 1994 c. 22, s. 63, **Sch. 3 para. 25(2)**

F161 Words in entry substituted (1.7.1997) by 1997 c. 16, s. 18, **Sch. 3 para. 8(1)**; S.I. 1997/1433, **art. 2**

F162 Words in Sch. 3 inserted (1.7.2005) by Serious Organised Crime and Police Act 2005 (c. 15), **ss. 150(2), 178(8)**; S.I. 2005/1521, **art. 3(1)(u)**

F163 Entry in Sch. 3 inserted (1.8.1999) by S.I. 1999/1851, **art. 2(3)(b)**

^{F164}Offences under the Highways Act 1835 and the Roads (Scotland) Act 1984

Section 72 of the Highways Act 1835	Driving on the footway [^{F165} Cycling on the footway]
Section 129(5) of the Roads (Scotland) Act 1984	Driving on the footway]

Textual Amendments

F164 Entries in Sch. 3 inserted (1.8.1999) by S.I. 1999/1851, **art. 2(3)(c)**

F165 Entry in Sch. 3 inserted (E.W.)(1.8.1999) by S.I. 1999/1851, **art. 3(3)(b)**

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

SCHEDULE 4 **E+W+S**

Section 68.

STATUTORY STATEMENTS

PART I E+W+S

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 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

PART II E+W+S

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 E+W+S

Section 75.

SCOTLAND: ADDITIONAL OFFENCES OPEN TO CONDITIONAL OFFER

(1) Provision creating offence	(2) General nature of offence
F166	
...	
F166	F166
...	...

Status: Point in time view as at 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

Textual Amendments

F166 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).
--------------------------------------------------------	-----------------------------------------------------------------------------------------------------

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 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

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 [^{F167} 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 [^{F168} when his licence is revoked, to surrender it and its counterpart or], when his particulars become incorrect, to surrender licence [^{F169} and counterpart] and give particulars.
[^{F170} RTA section 110]	[^{F170} Driving HGV without HGV driver's licence or causing or permitting person to drive HGV without HGV driver's licence.]
RTA [^{F171} section 112][^{F171} section 114]	Failure to comply with conditions of [^{F172} HGV][^{F172} LGV or PCV] driver's licence or employing person under 21 to drive [^{F172} HGV][^{F172} LGV or PCV] in contravention of conditions of his licence.
Regulations under RTA [^{F173} section 117][^{F173} section 120(5)]	Contravention of provisions of regulations about [^{F174} HGV][^{F174} 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 27/02/2007.

Changes to legislation: Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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)

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

- F167** 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.**
- F168** 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)**)
- F169** Words inserted by S.I. 1990/144, regs. 2(2), 3, **Sch. 2 para. 28**
- F170** Entry repealed (1.4.1991) by Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22, SIF 107:1), s. 16, **Sch. 6**
- F171** 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)**
- F172** 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)**
- F173** 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)**
- F174** 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.
---------------------------	-------------------------------------------------------------------------------------

F175

...

Textual Amendments

- F175** Sch. 5 entries repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), **Sch. 1 Pt. 14**

Status:

Point in time view as at 27/02/2007.

Changes to legislation:

Road Traffic Offenders Act 1988 is up to date with all changes known to be in force on or before 25 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.