

Status: Point in time view as at 01/07/1992.

Changes to legislation: There are currently no known outstanding effects for the Road Traffic Act 1991, Paragraph 95. (See end of Document for details)

SCHEDULES

SCHEDULE 4

MINOR AND CONSEQUENTIAL AMENDMENTS

Commencement Information

- II** Sch. 4 partly in force at 01.10.1991 see s. 84(2) and S.I.1991/2054, art. 3, Sch.; and at 1.4.1992 by S.I. 1992/199, art. 3(2) and S.I. 1992/421, art. 2, Sch.

The Road Traffic Offenders Act 1988 (c.53)

- 95 (1) Section 35 of that Act (disqualification for repeated offences) shall be amended as follows.
- (2) In subsection (1)(a) for the words “involving obligatory or discretionary disqualification” there shall be substituted the words “to which this subsection applies”.
- (3) After subsection (1) there shall be inserted—
- “(1A) Subsection (1) above applies to—
- (a) an offence involving discretionary disqualification and obligatory endorsement, and
- (b) an offence involving obligatory disqualification in respect of which no order is made under section 34 of this Act.”
- (4) In subsection (2) for the words “was imposed” there shall be substituted the words “was for a fixed period of 56 days or more and was imposed”.
- (5) In subsection (3) for the words “involving obligatory or discretionary disqualification” there shall be substituted the words “to which subsection (1) above applies”.
- (6) In subsection (5) for the words following “1973” there shall be substituted the words “or section 223A or 436A of the Criminal Procedure (Scotland) Act 1975 (offences committed by using vehicles) or a disqualification imposed in respect of an offence of stealing a motor vehicle, an offence under section 12 or 25 of the Theft Act 1968, an offence under section 178 of the Road Traffic Act 1988, or an attempt to commit such an offence”.
- (7) After subsection (5) there shall be inserted—
- “(5A) The preceding provisions of this section shall apply in relation to a conviction of an offence committed by aiding, abetting, counselling, procuring, or inciting to the commission of, an offence involving obligatory disqualification as if the offence were an offence involving discretionary disqualification.”

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Commencement Information

II Sch. 4 para. 95 wholly in force at 1.7.1992 see s. 84 and S.I. 1992/1286, art. 2, **Sch.**

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Changes to legislation:

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