



# Road Traffic Act 1991

## 1991 CHAPTER 40

### PART I

#### GENERAL

##### *Drink and drugs*

### **3 Causing death by careless driving when under influence of drink or drugs.**

Before section 4 of the Road Traffic Act 1988 there shall be inserted—

#### **“3A Causing death by careless driving when under influence of drink or drugs.**

- (1) If a person causes the death of another person by driving a mechanically propelled vehicle on a road or other public place without due care and attention, or without reasonable consideration for other persons using the road or place, and—
  - (a) he is, at the time when he is driving, unfit to drive through drink or drugs, or
  - (b) he has consumed so much alcohol that the proportion of it in his breath, blood or urine at that time exceeds the prescribed limit, or
  - (c) he is, within 18 hours after that time, required to provide a specimen in pursuance of section 7 of this Act, but without reasonable excuse fails to provide it,he is guilty of an offence.
- (2) For the purposes of this section a person shall be taken to be unfit to drive at any time when his ability to drive properly is impaired.
- (3) Subsection (1)(b) and (c) above shall not apply in relation to a person driving a mechanically propelled vehicle other than a motor vehicle.”

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*Status: Point in time view as at 13/11/2009.*

*Changes to legislation: There are currently no known outstanding effects  
for the Road Traffic Act 1991, Section 3. (See end of Document for details)*

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**Commencement Information**

**II** S. 3 wholly in force at 1.7.1992 see s. 84 and S.I. 1992/1286, art. 2, Sch.

**Status:**

Point in time view as at 13/11/2009.

**Changes to legislation:**

There are currently no known outstanding effects for the Road Traffic Act 1991, Section 3.