



Crime (International Co-operation) Act 2003

2003 CHAPTER 32

PART 3

ROAD TRAFFIC

CHAPTER 1

[^{F1}MUTUAL RECOGNITION OF DRIVING DISQUALIFICATION IN UK AND REPUBLIC OF IRELAND]

[^{F1}Road traffic offences in Republic of Ireland]

Textual Amendments

- F1** Words in s. 56 cross-heading substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 4](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3

56 Application of section 57

(1) Section 57 applies where—

- [^{F2}(a) an individual (“the offender”) is convicted in the Republic of Ireland of an offence described in Schedule 3B,
- (aa) when convicted, the offender—
- (i) is normally resident in the United Kingdom, or
- (ii) is not normally resident in the United Kingdom but holds a Great Britain licence or a Northern Ireland licence,]
- (b) no appeal is outstanding in relation to the offence,

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- (c) the driving disqualification condition is met in relation to the offence, and
- (d) the offender was duly notified of the proceedings (“the relevant proceedings”) in which the disqualification was imposed and was entitled to take part in them.

[^{F3}(2) The driving disqualification condition is met—

- (a) in relation to an offence mentioned in Part 1 of Schedule 3B, if the offender is disqualified in the Republic of Ireland as a result of the offence;
- (b) in relation to an offence mentioned in Part 2 of that Schedule, if the offender is disqualified in the Republic of Ireland for a period not less than the minimum period as a result of the offence.]

(3) For the purposes of this section an offender is disqualified in [^{F4}the Republic of Ireland] if he is disqualified [^{F5}there] for holding or obtaining a licence to drive a motor vehicle granted under [^{F6}the law of the Republic of Ireland] (however the disqualification is described under that law).

[^{F7}(4) The minimum period is—

- (a) for an offence in relation to which the Secretary of State has by regulations specified a period of less than six months, that period;
- (b) for any other offence, a period of six months.]

^{F8}(5)

(6) Section 57 does not apply if the relevant proceedings were brought later than the time at which summary proceedings for any corresponding offence under the law of [^{F9}the relevant part of the United Kingdom] could have been brought.

[^{F10}(6A) In subsection (6), “the relevant part of the United Kingdom” means—

- (a) where the offender was normally resident in the United Kingdom when convicted, the part of the United Kingdom in which the offender was normally resident at that time;
- (b) where the offender was not normally resident in the United Kingdom when convicted but held a Great Britain licence or a Northern Ireland licence, the part of the United Kingdom in which the offender was last normally resident before conviction.]

^{F11}(7)

(8) The appropriate Minister may make regulations [^{F12}about when] offences under the law of a part of the United Kingdom [^{F13}are to be treated for the purposes of this section] as corresponding to offences under the law of [^{F14}the Republic of Ireland].

(9) For the purposes of this section no appeal is outstanding in relation to an offence if—

- (a) no appeal is brought against an offender’s conviction of the offence, or any decision made as a result of his conviction, within the time allowed for making such appeals, or
- (b) such an appeal is brought and the proceedings on appeal are finally concluded.

[^{F15}(10) The Secretary of State may by regulations amend Schedule 3B.]

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Textual Amendments

- F2** S. 56(1)(a)(aa) substituted for s. 56(1)(a) (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [ss. 31\(4\)](#), [95\(1\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F3** S. 56(2) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(2\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F4** Words in s. 56(3) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(3\)\(a\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F5** Word in s. 56(3) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(3\)\(b\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F6** Words in s. 56(3) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(3\)\(c\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F7** S. 56(4) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(4\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F8** S. 56(5) omitted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by virtue of [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(5\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F9** Words in s. 56(6) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(6\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F10** S. 56(6A) inserted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(7\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F11** S. 56(7) omitted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by virtue of [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(8\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F12** Words in s. 56(8) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(9\)\(a\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F13** Words in s. 56(8) inserted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(9\)\(b\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F14** Words in s. 56(8) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(9\)\(c\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
- F15** S. 56(10) inserted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), [s. 95\(1\)](#), [Sch. 7 para. 5\(10\)](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3

Commencement Information

- I1** S. 56 in force at 28.1.2010 for specified purposes by [S.I. 2008/3009](#), [art. 2\(1\)\(2\)\(a\)\(4\)](#)

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57 Recognition in United Kingdom of ^{F16}Republic of Ireland] driving disqualification

- (1) Where this section applies, the appropriate Minister—
 - (a) must give the offender a notice under this section if the unexpired period of ^{F17}the Republic of Ireland disqualification] is not less than ^{F18}three months], and
 - (b) may give him a notice under this section if that period is less than ^{F18}three months].
- (2) The unexpired period of ^{F19}the Republic of Ireland disqualification] is—
 - (a) the period of ^{F19}the Republic of Ireland disqualification], less
 - (b) any period of that disqualification which is treated by regulations made by the appropriate Minister as having been served in ^{F20}the Republic of Ireland] .
- (3) The provision which may be made by regulations under subsection (2)(b) includes provision for treating any period during which a central authority or competent authority of ^{F21}the Republic of Ireland] has seized a licence without returning it as a period which has been served ^{F22}there].
- (4) If the appropriate Minister gives the offender a notice under this section, the offender is disqualified in each part of the United Kingdom—
 - (a) for the relevant period, and
 - (b) if ^{F23}the Republic of Ireland disqualification] is also effective until a condition is satisfied, until the condition or a corresponding prescribed condition is satisfied.
- (5) The relevant period is the period which—
 - (a) begins at the end of the period of 21 days beginning with the day on which the notice is given, and
 - (b) is equal to the unexpired period of ^{F24}the Republic of Ireland disqualification].
- (6) But if ^{F25}the Republic of Ireland disqualification] is at any time removed otherwise than in prescribed circumstances, the offender ceases to be disqualified in each part of the United Kingdom from that time.
- (7) The appropriate Minister may make regulations substituting a longer period for the period for the time being mentioned in subsection (5)(a).
- (8) Where ^{F26}the Republic of Ireland disqualification] is for life—
 - (a) the condition in subsection (1)(a) is to be treated as satisfied, and
 - (b) the other references in this section and section 58 to the unexpired period of ^{F26}the Republic of Ireland disqualification] are to be read as references to a disqualification for life.

Textual Amendments

- F16** Words in s. 57 heading substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(2\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3
- F17** Words in s. 57(1)(a) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(3\)\(a\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3

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- F18** Words in s. 57(1)(a)(b) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(4\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3; S.I. 2017/189, art. 3
- F19** Words in s. 57(2) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(3\)\(b\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3
- F20** Words in s. 57(2)(b) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(5\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3
- F21** Words in s. 57(3) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(6\)\(a\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3
- F22** Word in s. 57(3) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(6\)\(b\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3
- F23** Words in s. 57(4)(b) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(3\)\(c\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3
- F24** Words in s. 57(5)(b) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(3\)\(d\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3
- F25** Words in s. 57(6) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(3\)\(e\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3
- F26** Words in s. 57(8) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\), s. 95\(1\), Sch. 7 para. 6\(3\)\(f\)](#) (with [Sch. 7 paras. 23-27](#)); S.I. 2017/189, art. 3

Commencement Information

- I2** S. 57 in force at 28.1.2010 for specified purposes by [S.I. 2008/3009, art. 2\(1\)\(2\)\(a\)\(4\)](#)

58 Notice under section 57

- (1) A notice under section 57 must—
- give particulars of the offence in respect of which [^{F27}the Republic of Ireland disqualification] was imposed and the period of that disqualification,
 - state that the offender is disqualified in each part of the United Kingdom for a period equal to the unexpired period of [^{F27}the Republic of Ireland disqualification],
 - state the date from which, and period for which, he is disqualified,
 - give particulars of any relevant condition mentioned in section 57(4)(b),
 - give details of his right to appeal under section 59.
- (2) A notice under section 57 must be in writing.
- (3) A notice under section 57 may contain such other information as the appropriate Minister considers appropriate.

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Textual Amendments

- F27** Words in s. 58(1)(a)(b) substituted (with effect from 1.8.2017 in accordance with S.I. 2017/189, art. 3 and London Gazette notice dated 1.8.2017 (Issue 62012 page 14601)) by [Criminal Justice and Courts Act 2015 \(c. 2\)](#), s. 95(1), [Sch. 7 para. 7](#) (with [Sch. 7 para. 27](#)); S.I. 2017/189, art. 3
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Commencement Information

- I3** S. 58 in force at 28.1.2010 for specified purposes by [S.I. 2008/3009](#), [art. 2\(1\)\(2\)\(a\)\(4\)](#)

Status:

Point in time view as at 23/02/2017.

Changes to legislation:

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