

SCHEDULES

SCHEDULE 1

GIVING OF FIXED PENALTY NOTICES BY VEHICLE EXAMINERS ETC.

Road Traffic Offenders Act 1988 (c. 53)

- 3 (1) Section 54 (notices on-the-spot or at a police station) is amended as follows.
- (2) In subsection (1), after “uniform” insert “, or a vehicle examiner who produces his authority,”.
- (3) In subsection (2), after “constable” insert “or vehicle examiner”.
- (4) In subsection (3), after “constable”, in each place, insert “or vehicle examiner”.
- (5) In subsection (4)—
- (a) after “constable”, in the first three places, insert “or vehicle examiner”,
 - (b) for “, within seven days after the notice is given, he produces” substitute “he delivers”, and
 - (c) for the words from “person to” to “person concerned)” substitute “accordance with subsection (4A) below”.
- (6) After that subsection insert—
- “(4A) Delivery must—
- (a) if the notice is given by a constable, be made in person, within seven days after the notice is given, to a constable or authorised person at the police station specified in the notice (being a police station chosen by the person concerned), or
 - (b) if the notice is given by a vehicle examiner, be made (either by post or in person), within fourteen days after the notice is given, to the Secretary of State at the place specified in the notice.”
- (7) In subsection (5)—
- (a) for “produces” substitute “delivers”,
 - (b) for the words from “person to a” to “to him” substitute “accordance with subsection (4A) above”,
 - (c) in paragraph (a) and in the words following paragraph (b), for “constable or authorised person” substitute “person to whom the notice under subsection (4) above is delivered”,
 - (d) omit “he surrenders”, and
 - (e) for “to the constable or authorised person” substitute “are delivered”.
- (8) In subsection (7)—
- (a) after “surrendered” insert “or delivered”, and

Status: This is the original version (as it was originally enacted).

- (b) insert at the end “if the fixed penalty notice was given by a constable or authorised person”.
- (9) In the heading, for “**or at a police station**” substitute “**etc.**”