#### STATUTORY INSTRUMENTS

# 1995 No. 2994 (N.I. 18)

## The Road Traffic (Northern Ireland) Order 1995

- - 23rd November 1995

## THE ROAD TRAFFIC (NORTHERN IRELAND) ORDER 1995

#### PART I

### INTRODUCTORY

- 1. Title and commencement
- 2. General interpretation
- 3. Meaning of "motor vehicle" and other expressions relating to vehicles
- 4. Supplementary provisions about those expressions
- 5. Articulated vehicles
- 6. Certain vehicles not to be treated as motor vehicles
- 7. Method of calculating weight of motor vehicles and trailers
- 8. Interpretation of statutory references to carriages

#### PART II

#### **Principal Road Safety Provisions**

#### Driving Offences

- 9. Causing death, or grievous bodily injury, by dangerous driving
- 10. Dangerous driving
- 11. Meaning of dangerous driving
- 11A Causing death or grievous bodily injury by careless or inconsiderate driving
- 12. Careless, and inconsiderate, driving
- 12A Meaning of careless, or inconsiderate, driving
- 12B Causing death or grievous bodily injury by driving: unlicensed, disqualified or uninsured driver

## Motor vehicles: drink and drugs

- 13. Interpretation of Articles 14 to 21
- 14. Causing death, or grievous bodily injury, by careless driving when under influence of drink or drugs
- 15. Driving, or being in charge, when under influence of drink or drugs
- 16. Driving, or being in charge of, a motor vehicle with alcohol concentration above prescribed limit

- 17. Power to administer preliminary tests
- 17A Preliminary breath test
- 17B Preliminary impairment test
- 17C Preliminary drug test
- 17CA Breath testing at authorised check-points
  - 17D Arrest
  - 17E Power of entry
  - 18. Provision of specimens for analysis
  - 18A Specimens of blood taken from persons incapable of consenting
  - 19. Lower of 2 specimens of breath to be used
  - 20. Protection for hospital patients
  - 21. Detention of persons affected by alcohol or a drug

#### Authorised motoring events

22. Disapplication of Articles 9, 10 and 12 for authorised motoring events

Protective measures: seat belts, helmets, etc.

- 23. Seat belts: adults
- 24. Restriction on carrying children not wearing seat belts in motor vehicles
- 24A Requirement to notify bus passengers to wear seat belts
- 24B Local Service
- 25. Payments in respect of applicants for exemption from wearing seat belts
- 26. Safety equipment for children in motor vehicles
- 27. Wearing of protective headgear
- 28. Protective helmets for motor cyclists
- 29. Authorisation of head-worn appliances for use on motor cycles

#### Stopping on verges, etc., or in dangerous positions, etc.

- 30. Prohibition of parking of heavy commercial vehicles on verges, central reservations and footways
- 31. Definition of "heavy commercial vehicle" for the purposes of Article 30
- 32. Leaving vehicles in dangerous positions

#### Danger to road-users

33. Causing danger to road-users

#### Other restrictions in interests of safety

- 34. Restrictions of carriage of persons on motor bicycles
- 35. Restrictions of carriage of persons on bicycles
- 36. Tampering with motor vehicles
- 37. Holding or getting on to vehicle in order to be towed or carried
- 38. Pedestrian endangering own safety or that of others
- 39. Passing with a led horse
- 40. Drunkenness, etc., in charge of horse-drawn vehicle
- 41. Careless, and inconsiderate, driving of horse-drawn vehicle

#### Cycling offences and cycle racing

- 42. Dangerous cycling
- 43. Careless, and inconsiderate, cycling
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- 45. Regulation of cycle racing on public roads
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#### Use of motor vehicle etc., away from roads

- 47. Control of use of public paths, etc., for motor vehicle trials
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#### Traffic directions and traffic signs

- 49. Contravention of directions
- 50. Contravention of traffic signs

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- 51. Highway Code
- 52. Powers of Department as to giving road safety information and training
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#### Using vehicle in dangerous condition

54. Using vehicle in dangerous condition etc.

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- 55. Regulation of construction, weight, equipment and use of vehicles
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- 56A Breach of requirements as to control of vehicle, mobile telephones etc.
- 57. Breach of requirement as to weight: goods and passenger vehicles
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- 58. Breach of other construction and use requirements
- 59. Temporary exemption from application of regulations under Article 55
- 60. Authorisation of use on roads of special vehicles not complying with regulations under Article 55

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- 61. Tests of satisfactory condition of vehicles
- 62. Particular aspects of regulations under Article 61
- 63. Obligatory test certificates
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#### Test of certain classes of goods vehicles

- 65. Tests of satisfactory condition of goods vehicles and determination of plated weights, etc.
- 66. Appeals against determinations
- 67. Particular aspects of regulations under Article 65

- 68. Supplementary provision about tests, etc., of goods vehicles
- 69. Obligatory goods vehicle test certificates
- 70. Using goods vehicle with unauthorised weights as well as authorised weights marked on it
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#### Conditions for grant of excise licence

72. Regulations prohibiting the grant of excise licences for certain vehicles except on compliance with certain conditions

Vehicle testing centres and vehicle examiners

- 73. Vehicle testing centres
- 74. Appointment of examiners

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75. Testing of condition of vehicles on roads

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76. Inspection of vehicles

#### Prohibition of unfit vehicles

- 77. Power to prohibit driving of unfit vehicles
- 78. Prohibitions conditional on inspection etc.
- 79. Power to prohibit driving of overloaded vehicles
- 80. Unfit and overloaded vehicles: offences
- 81. Removal of prohibitions

#### Miscellaneous provisions about vehicles and vehicle parts

- 82. Operator's duty to inspect, and keep records of inspection of, goods vehicles
- 83. Vehicles not to be sold in unroadworthy condition or altered so as to be unroadworthy
- 84. Fitting and supply of defective or unsuitable vehicle parts
- 85. Testing condition of used vehicles at sale rooms, etc.
- 86. Weighing of motor vehicles
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#### Cycles and horse-drawn vehicles

- 88. Regulation of brakes, bells etc., on cycles
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- 90. Offences to do with reflectors and tail lamps
- 91. Appointment of officials

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92. Licensing of motor cyclists

Art. 93 rep. by 1997 NI 2 Arts. 94#97 rep. by 1996 NI 10

- 98. Duties on occurrence of an accident
- 99. Powers of vehicle examiners Arts.100#103 rep by 1996 NI 10

#### PART V

#### GENERAL AND SUPPLEMENTARY PROVISIONS

#### Offences

Art. 104 rep by 1996 NI 10

#### Application of Order

- 105. Application of Order to hovercraft
- 106. Application of Order to trolley vehicles
- 107. Application of Order to invalid carriages
- 108. Application of Order to the Crown
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#### Supplementary

- 110. General provisions as to orders and regulations
- 111. Savings and transitional provisions
  Art. 112—Amendments and repeals

## SCHEDULES

SCHEDULE I — Supplementary Provisions in connection with Proceedings for Offences under Articles 16, 28 and 29(4)

- 1. (1) A person against whom proceedings are brought for an offence under Article 26, 28...
- 2. (1) Where— (a) it appears that an offence under Article 26, 28 or 29(4) has
- 3. (1) Subject to the provisions of this paragraph, in any proceedings for an offence under...
- 4. (1) An accused who in any proceedings for an offence under Article 26, 28 or...
- 5. In this Schedule, "equipment" means equipment to which Article 26 applies and "appliance" means an...
  - Schedule 2 rep. by 1996 NI 10

SCHEDULE 2A — Form of seat belt symbol for buses

- Schedule 3—Amendments
- Schedule 4—Repeals

#### **Changes to legislation:**

The Road Traffic (Northern Ireland) Order 1995 is up to date with all changes known to be in force on or before 15 April 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. View outstanding changes

## Changes and effects yet to be applied to:

- art. 13(2) word repealed by 2016 c. 11 (N.I.) s. 2(2)Sch. 2
- art. 17(8)(b)(i) words repealed by S.I. 2007/916 (N.I.) Sch. 8 Pt. 1
- art. 17(8)(b)(iii) word omitted by 2008 c. 4 (N.I.) Sch. 2 para. 7(a)
- art. 18(2) substituted by 2016 c. 11 (N.I.) s. 5(3)(a)
- art. 18(2A)(2B) repealed by 2016 c. 11 (N.I.) s. 5(3)(b)Sch. 2
- art. 18(2C) words substituted by 2016 c. 11 (N.I.) s. 5(3)(c)
- art. 18(3) words inserted by 2016 c. 11 (N.I.) s. 5(3)(d)
- art. 25(2)(a)(ii) repealed by S.I. 2015/2006 (N.I.) Sch. 12 Pt. 8
- art. 25(2)(b) words repealed by 2010 c. 13 (N.I.) Sch. 4 Pt. 1
- art. 58(a) words substituted by S.I. 2008/1216 (N.I.) art. 54(3)
- art. 63(9) words repealed by 2016 c. 11 (N.I.) Sch. 2
- art. 110(1) words substituted by 2016 c. 11 (N.I.) s. 22(a)
- art. 110(4) words substituted by 2016 c. 11 (N.I.) s. 22(c)

# Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

- Act amended by 1996 c. 25 s.79Sch.4 para.26
- Act amended by 1996 c. 25 s.79Sch.4 para.26

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art. 13A inserted by 2016 c. 11 (N.I.) s. 2(3)
- art. 17(8)(b)(v) and word added by 2008 c. 4 (N.I.) Sch. 2 para. 7(b)
- art. 17D(1B) inserted by 2016 c. 11 (N.I.) s. 5(2)(a)
- art. 17D(2)(aa) substituted for word by 2016 c. 11 (N.I.) s. 5(2)(b)
- art. 17D(2A)(a) substituted for words by 2016 c. 11 (N.I.) s. 5(2)(c)(i)
- art. 17D(2A)(b) inserted by 2016 c. 11 (N.I.) s. 5(2)(c)(ii)
- art. 55(2)(m) inserted by S.I. 2008/1216 (N.I.) art. 54(1)
- art. 110(3A) inserted by 2016 c. 11 (N.I.) s. 22(b)