

SCHEDULES

SCHEDULE 3

Minor and Consequential Amendments

PART II

Other Amendments

Transport Act (Northern Ireland) 1967 (c. 37)

33.—(1) In section 81 (interpretation of the Act) the existing provision shall be numbered as subsection (1).

(2) After that provision insert the following subsection—

“(2) Any reference in this Act to an inspector appointed under Part IV shall be construed in accordance with paragraph (4) of Article 74 of the Road Traffic (Northern Ireland) Order 1995 (appointment of vehicle examiners)”

Clean Air (Northern Ireland) Order 1981 (NI 4)

34. In Article 34 (suspected offences in relation to motor vehicles) for the words “Article 28(1)(d) of the Road Traffic (Northern Ireland) Order 1981” substitute “Article 55(2)(b) of the Road Traffic (Northern Ireland) Order 1995”.

Fines and Penalties (Northern Ireland) Order 1984 (NI 3)

35. In Schedule 2 (fines not increased by the Order) for paragraph 20 substitute—

“**20.** Article 62(2) of the Road Traffic (Northern Ireland) Order 1981”.

Police and Criminal Evidence (Northern Ireland) Order 1989 (NI 12)

35. In Article 35 (limitations on police detention), in paragraph (7) for the words from “under” to “1981” substitute “under Article 17(5) of the Road Traffic (Northern Ireland) Order 1995”.

37. In Article 37 (custody officers at police stations), in paragraph (6), for sub-paragraph (d) substitute—

“(d) doing anything under Article 18 or 19 of the Road Traffic (Northern Ireland) Order 1995”.

38. In Article 62 (intimate samples), for paragraph (11) substitute—

“(11) Nothing in this Article affects Articles 13 to 21 of the Road Traffic (Northern Ireland) Order 1995 or Articles 150 to 152 of the Road Traffic (Northern Ireland) Order 1981”.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

39. In Schedule 5 (serious arrestable offences), in Part II, omit paragraph 3 and the heading preceding it, and at the end of that Schedule add—

“Road Traffic (Northern Ireland) Order 1995

13. Article 9 (causing death, or grievous bodily injury, by dangerous driving).

14. Article 14 (causing death, or grievous bodily injury, by careless driving when under influence of drink or drugs).”

Radioactive Materials (Road Transport) (Northern Ireland) Order 1992 (NI 2)

40. In Article 2(2) (definitions) in the definition of “inspector” for paragraph (b) substitute—

“(b) a person appointed as an examiner under Article 74 of the Road Traffic (Northern Ireland) Order 1995;”.

Roads (Northern Ireland) Order 1993 (NI 15)

41. In Article 24 (exercise of road functions by concessionaire), in paragraph (2)(b) for the words “Road Traffic Order” substitute “Road Traffic (Northern Ireland) Orders 1981 and 1995”.

42. In Article 39 (restriction on access to toll roads), in paragraph (3)(b) for the words "Article 206 of the Road Traffic Order" substitute “Articles 86 and 87 of the Road Traffic (Northern Ireland) Order 1995”.

Criminal Justice (Northern Ireland) Order 1994 (NI 15)

43.—(1) In Article 11 (power to deprive offenders of property used for purposes of crime), in paragraph (3)(b) for the words “Article 146 of the Road Traffic (Northern Ireland) Order 1981” substitute “Article 18 of the Road Traffic (Northern Ireland) Order 1995”.

(2) In paragraph (4) of that Article for the words “Order 1981” substitute “Orders 1981 and 1995”.