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STATUTORY RULES OF NORTHERN IRELAND

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**2016 No. 399 (C. 31)**

**ROAD TRAFFIC AND VEHICLES**

**The Road Traffic (Amendment) (2016 Act)  
(Commencement No. 1) Order (Northern Ireland) 2016**

*Made - - - - 15th November 2016*

The Department for Infrastructure<sup>(1)</sup> makes the following Order in exercise of the powers conferred by section 26(1) of the Road Traffic (Amendment) Act (Northern Ireland) 2016<sup>(2)</sup> and now vested in it<sup>(3)</sup>.

**Citation**

1. This Order may be cited as the Road Traffic (Amendment) (2016 Act) (Commencement No. 1) Order (Northern Ireland) 2016.

**Appointed day**

2. The day appointed for the coming into operation of the provisions of the Road Traffic (Amendment) Act (Northern Ireland) 2016, specified in the Schedule, shall be 25<sup>th</sup> November 2016.

Sealed with the Official Seal of the Department for Infrastructure on 15th November 2016



*Elizabeth Loughran*  
A senior officer of the  
Department for Infrastructure

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(1) Formerly the Department for Regional Development; see section 1(6) and (11) of, and Schedule 1 to, the Departments Act (Northern Ireland) 2016 (2016 c. 5 (N.I.)). Pursuant to section 1(9) of that Act, the Department of the Environment is dissolved (2016 c.11 (N.I.))  
(2) See Article 8(1)(b) of, and Part 2 of Schedule 5 to, the Departments (Transfer of Functions) Order (Northern Ireland) 2016 (S.R. 2016 No. 76)

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**Status:** This is the original version (as it was originally made).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

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SCHEDULE

Article 2

Provisions of the Road Traffic (Amendment) Act (Northern Ireland) 2016 coming into operation on 25<sup>th</sup> November 2016

<i>Provisions of the Act</i>	<i>Subject Matter</i>
Section 3	Breath testing at authorised check-points
Section 4	Check-point breath tests: further provision
Section 21	Extension of requirements as regards protective headgear

**EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order brings into operation on 25<sup>th</sup> November 2016 the provisions of the Road Traffic (Amendment) Act (Northern Ireland) 2016 specified in the Schedule.

Section 3 amends the Road Traffic (Northern Ireland) Order 1995 (the “Order of 1995”) by inserting Article 17CA. It provides Police with the power to establish a check-point and to require the person in charge of a vehicle to provide a breath test.

Section 4 contains a number of further amendments to the Order of 1995 to facilitate the new power to establish a check-point and require a breath test.

Section 21 extends the Department’s existing powers, to make regulations requiring the wearing of protective headgear on motorcycles, to other motor vehicles.