

SCHEDULES

SCHEDULE 2

GIVING OF FIXED PENALTY NOTICES BY VEHICLE EXAMINERS ETC.

The Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10)

- 16.** In Article 80 (issue of conditional offer)—
- (a) after paragraph (1) insert—
 - “(1A) Where—
 - (a) a vehicle examiner has reason to believe that a fixed penalty offence has been committed, and
 - (b) no fixed penalty notice in respect of the offence has been given under Article 60 or fixed to a vehicle under Article 67,a notice under this Article may be sent to the alleged offender by the Department.”;
 - (b) in paragraph (3), for “person issues a conditional offer” substitute “conditional offer is issued by a person under paragraph (1)”;
 - (c) in paragraph (5) for—
 - (i) “the fixed penalty clerk”, and
 - (ii) “that clerk”, in both places,substitute “the appropriate person”;
 - (d) after paragraph (6) insert—
 - “(7) In this Article and Articles 81 and 82 “the appropriate person” means—
 - (a) where the conditional offer was issued under paragraph (1), the fixed penalty clerk, and
 - (b) where the conditional offer was issued under paragraph (1A), the Department.”;