SCHEDULES

SCHEDULE 5

Section 21.

VARIATION OF PENALTIES FOR CERTAIN OFFENCES

PART I

SUMMARY PENALTIES UNDER ROAD TRAFFIC ACT 1960

Provision creating offence	General nature of offence	Existing maximum punishment	New maximum punishment	Amendment
Section 127	Use of public service vehicle without a licence.	£20 or, on a second or subsequent conviction, £50 or 3 months imprisonment	£100	In subsection (5) of section 127 for the words from " twenty pounds " to the end of the subsection there shall be substituted the words " £100 ".
Section 128(3)	Obstructing certifying officer or public service vehicle examiner or failing to stop public service vehicle when required.	£20 or, on a second or subsequent conviction, £50 or 3 months imprisonment	£100	In subsection (3) of section 128 for the words from " twenty pounds " to the end of the subsection there shall be substituted the words " £100 ".
Section 132(3)	Failure to give notice to traffic commissioners of failure in, damage to or alteration of public service vehicle.	£20 or, on a second or subsequent conviction, £50 or 3 months imprisonment	£100	In subsection (3) of section 132 for the words from " twenty pounds " to the end of the subsection there shall be substituted the words " £100 ".
Section 134(3)	Use of stage carriage or	£20 or, on a second or	£100	In subsection (3) of section 134

Provision creating offence	General nature of offence	Existing maximum punishment	New maximum punishment	Amendment
	express carriage without road service licence or permit or failure to comply with conditions attached to licence.	subsequent conviction, £50 or 3 months imprisonment		for the words from " twenty pounds " to the end of the subsection there shall be substituted the words " £100 ".
Section 140(2)	Refusal or failure to supply certain particulars, or supplying false particulars, by applicant for, or holder of, road service licence.	£20 and, in the case of a continuing offence, £5 for every day during which the offence continues	£100	In subsection (2) of section 140 for the words from " twenty pounds " to the end of the subsection there shall be substituted the words " £100 ".
Section 144	Unlicensed person driving, or acting as conductor of, public service vehicle, or employment of such a person.	£20 or, on a second or subsequent conviction, £50 or 3 months imprisonment	£100	In subsection (8) of section 144 for the words from " twenty pounds " to the end of the subsection there shall be substituted the words " £100 ".
Section 146(2)	Contravention of regulations as to conduct of persons licensed to act as drivers or conductors of public service vehicles.	£5	£20	In section 146(2) for the words " five pounds" there shall be substituted the words " £20 ".
Section 146(3)	Failure to produce driver's or conductor's licence for purpose of endorsement.	£20 or, on a second or subsequent conviction, £50 or 3 months imprisonment	£100	In subsection (3) of section 146 for the words from " twenty pounds " to the end of the subsection there shall be substituted the words " £100 ".

Provision creating offence	General nature of offence	Existing maximum punishment	New maximum punishment	Amendment
Section 147(2)	Contravention of regulations as to conduct of passengers in public service vehicles.	£20	£100	In subsection (2) of section 147 for the words from " to a fine " to the end of the subsection there shall be substituted the words " to a fine not exceeding £100 ".
Section 148(2)	Contravention of regulations providing for control of number of passengers in public service vehicles.	£20	£50	In section 148(2) for the words " twenty pounds " there shall be substituted the words " £50 ".
Section 157(2)	Failure by person carrying on the business of operating public service vehicles to keep accounts and records and to make financial and statistical returns.	£20 and, in the case of a continuing offence, £5 for every day during which the offence continues	£100	In subsection (2) of section 157 for the words from " twenty pounds " to the end of the subsection there shall be substituted the words " £100 ".
Section 235	Making of false statements or withholding material information.	£100 or 4 months imprisonment or both	£200	In subsection (3) of section 235 for the words from " to a fine " to the end of the subsection there shall be substituted the words " to a fine not exceeding £200 ".
Section 239	Contravention of regulations.	£20	£50	In section 239 for the words from " summary conviction " to the end of the section

Provision creating offence	General nature of offence	Existing maximum punishment	New maximum punishment	Amendment
				there shall be substituted the words " summary conviction to a fine not exceeding £50 ".
Paragraph 14(3) of Schedule 12	Failure of driver to produce work ticket on demand by police constable in uniform or authorised person.	£20 or, on a second or subsequent conviction, £50 or 3 months imprisonment	£100	In sub-paragraph (3) of paragraph 14 of Schedule 12 for the words from " twenty pounds " to the end of the sub-paragraph there shall be substituted the words " £100 ".
Paragraph 14(4) of Schedule 12	Failure of holder of public service vehicle licence to preserve record or produce it for inspection by authorised person.	£20 or, on a second or subsequent conviction, £50 or 3 months imprisonment	£100	In sub-paragraph (4) of paragraph 14 of Schedule 12 for the words from " to such punishment" to the end of the sub-paragraph there shall be substituted the words " to a fine not exceeding £100 ".

PART II

SUMMARY PENALTIES UNDER ROAD TRAFFIC REGULATION ACT 1967

Section 1(8)	Contravention of traffic regulation order outside London.	£50 in certain cases: in others £20	£100	In subsection (8) of section 1 for the words from " in the case " to the end of the subsection there shall be substituted the words " £100 ".

Section 6(9)	Contravention of traffic regulation order in Greater London.	£50 in certain cases: in others £20	£100	In subsection (9) of section 6 for the words from " in the case " to the end of the subsection there shall be substituted the words " £100 ".
Section 9(9)	Contravention of experimental traffic order.	£50 in certain cases: in others £20	£100	In subsection (9) of section 9 for the words from " in the case " to the end of the subsection there shall be substituted the words " £100 ".
Section 11(4)	Contravention of experimental traffic scheme in Greater London.	£50 in certain cases: in others £20	£100	In subsection (4) of section 11 for the words from " in the case " to the end of the subsection there shall be substituted the words " £100 ".
Section 13(4)	Contravention of provisions as to use of special roads.	£50 in certain cases: in others £20	£100	In section 13(4) for paragraphs (a) and (b) there shall be substituted the words " £100 ".
Section 14(2)	Contravention of one-way system on trunk roads.	£20 or, on a second or subsequent conviction, £50	£100	In subsection (2) of section 14 for the words from " £20 " to the end of the subsection there shall be substituted the words " £100 ".
Section 16(5)	Contravention of prohibition or restriction of use of vehicles on roads of certain classes.	£20	£100	In section 16(5) for the words " £20 " there shall be substituted the words " £100 ".
Section 17(5)	Contravention of weight limit on bridges.	£20 or, on a second or	£100	In subsection (5) of section 17 for the words from "

		subsequent conviction, £50		£20 " to the end of the subsection there shall be substituted the words " £100 ".
Section 19(3)	Contravention of provisions relating to driving over Menai Bridge.	£20 or, on a second or subsequent conviction, £50 or 3 months imprisonment	£100	In subsection (3) of section 19 for the words from " £20 " to the end of the subsection there shall be substituted the words " £100 ".
Section 23(5)	Contravention of pedestrian crossing regulations.	£50	£100	In section 23(5) for the words "£50" there shall be substituted the words " £100 ".
Section 25(2)	Failure to stop at school crossing.	£50	£100	In section 25(2) for the words "£50" there shall be substituted the words " £100 ".
Section 26(6)	Contravention of order relating to a street playground outside London.	£50	£100	In section 26(6) for the words "£50" there shall be substituted the words " £100 ".
Section 31(3)	(1) Contravention of order relating to use of off-street parking place;	£5 or, on a second or subsequent conviction, £10	£20	In subsection (3) of section 31 for the words from " £5 " to " £10 " there shall be substituted the words " £20 " and the words from " or to imprisonment" to the end of the subsection shall be omitted.
	(2) Tampering with parking ticket machine or using false coins etc.	£50 or 3 months imprisonment or both	£50	
Section 31(5)	Plying for hire from a parking place.	£2	£20	In section 31(5) for the words " £2 " there shall be substituted the words " £20 ".

Section 42(1)	Contravention of order relating to use of on-street parking place.	£5 or, on a second or subsequent conviction, £10	£20	In subsection (1) of section 42 for the words from " £5 " to the end of the subsection there shall be substituted the words " £20 ".
Section 42(4)	Tampering with parking meter or using false coin, etc.	£50 or 3 months imprisonment or both	£50	In subsection (4) of section 42 the words from " or to imprisonment " to the end of the subsection shall be omitted.
Section 43(2)	Using a vehicle in contravention of provisions of certain designation orders.	£50 in certain cases; in others £20	£100	In subsection (2) of section 43 for the words from " £50 " to the end of the subsection there shall be substituted the words " £100 ".
Section 43(3)	Contravention of provisions of designation orders relating to parking places.	£5 or, on a second or subsequent conviction, £10	£20	In subsection (3) of section 43 for the words from " £5 " to the end of the subsection there shall be substituted the words " £20 ".
Section 78A(1)	Speeding.	£50	£100	In section 78A(1) for the words " £50 " there shall be substituted the words " £100 ".
Section 80(8)	Removal etc. of fixed penalty ticket.	£5	£20	In section 80(8) for the words " £5 " there shall be substituted the words " £20 ".
Section 86(3)	Making false statement to obtain exemptions etc. in relation	£100 or 4 months imprisonment or both	£200	In subsection (3) of section 86 for the words from " £100 " to the end of the subsection there shall be

	to parking restrictions.			substituted the words " £200 ".
Section 87	Contravention of regulations.	£20	£50	In section 87 for the words " £20 " there shall be substituted the words " £50 ".
Section 96(2)	Failure to comply with order to attend inquiry.	£5	£20	In section 96(2) for the words " £5 " there shall be substituted the words " £20 ".

PART III

SUMMARY PENALTIES UNDER ROAD TRAFFIC ACT 1972

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
Section 3	Careless and inconsiderate driving.	£100; or in the case of a second or subsequent conviction 3 months or £100 or both.	£200.
Section 4(4)	Driving under age.	£50.	£100.
Section 14	Motor racing and speed trials on highways.	3 months or £100 or both.	£200.
Section 15	Other unauthorised or irregular competitions or trials on highways.	£50.	£100.
Section 16	Carrying passenger on motor cycle contrary to section 16.	£20.	£50.
Section 17	Reckless, and dangerous, cycling.	£30; or in the case of a second or subsequent conviction 3 months or £30.	£50.
Section 18	Careless and inconsiderate cycling.	£10; or in the case of a second	£20.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
		or subsequent conviction £20.	
Section 19	Cycling when unfit through drink or drugs.	£30; or in the case of a second or subsequent conviction 3 months or £30.	£50.
Section 20	Unauthorised or irregular cycle racing or trials of speed on highways.	£10.	£20.
Section 21	Carrying passenger on bicycle contrary to section 21.	£5; or in the case of a second or subsequent conviction £10.	£20.
Section 22	Failing to comply with traffic directions.	£50.	£100.
Section 23	Pedestrian failing to stop when directed by constable regulating traffic.	£10; or in the case of a second or subsequent conviction £25.	£50.
Section 24	Leaving vehicles in dangerous positions.	£50; or in the case of a second or subsequent conviction 3 months or £50.	£100.
Section 25(4)	Failing to stop after accident and give particulars or report accident.	3 months or £50.	£100.
Section 29	Tampering with motor vehicles.	3 months or £50.	£100.
Section 30(1)	Holding or getting on to vehicle in order to be carried.	£10.	£20.
Section 30(2)	Holding on to vehicle in order to be towed.	£10.	£20.
Section 31(1)	Dogs on designated roads without being held on lead.	£5.	£20.
Section 33	Selling, etc., helmet not of prescribed	£20; or in the case of a second	£100.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
	type as helmet for affording protection for motor cyclists.	or subsequent conviction 3 months or £50 or both.	
Section 34(4)	Causing, etc., heavy motor vehicles to be driven or to haul without proper crew.	£20; or in the case of a second or subsequent conviction 3 months or £50.	£100.
Section 35(3)	Unauthorised motor vehicle trial on footpaths or bridle-ways.	£50.	£100.
Section 36	Driving motor vehicles elsewhere than on roads.	£10.	£20.
Section 36A	Prohibition of parking of heavy commercial vehicles on verges and footways.	£50.	£100.
Section 40(5)	Contravention of construction and use regulations.	£200 in the case of an offence of using, or causing or permitting the use of, a goods vehicle— (a) so as to cause, or to be likely to cause, danger by the condition of the vehicle or its parts or accessories, the number of passengers carried by it, or the weight, distribution, packing or adjustment of its load; or (b) in breach of a construction and use requirement as to brakes, steering-gear, tyres or any	£400 in the case of an offence of using, or causing or permitting the use of, a goods vehicle— (a) so as to cause, or to be likely to cause, danger by the condition of the vehicle or its parts or accessories, the number of passengers carried by it, or the weight, distribution, packing or adjustment of its load; or (b) in breach of a construction and use requirement as to brakes, steering-gear, tyres or any

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
		description of weight; £50 in any other case.	description of weight; or (c) for any purpose for which it is so unsuitable as to cause or to be likely to cause danger; £400 in the case of an offence of carrying on a goods vehicle a load which, by reason of its insecurity or position, is likely to cause danger; £100 in any other case.
Section 44(1)	Using, etc., vehicle without required test certificate being in force.	£50.	£100.
Regulations under section 45(7)	Contravention of requirement of regulations that driver of goods vehicle being tested be present throughout test or drive vehicle, etc., which is declared by regulations to be an offence.	£50.	£100.
Section 46(1)	Using, etc., goods vehicle without required plating certificate being in force.	£50.	£100.
Section 46(2)	Using, etc., goods vehicle without required goods vehicle test certificate being in force.	£50.	£200.
Section 46(3)	Using, etc., goods vehicle with alteration thereto required to be but	£50.	£100.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
	not notified to Secretary of State under regulations under section 45.		
Regulations under section 50(5)	Contravention of requirement of regulations that driver of goods vehicle being tested after notifiable alteration be present throughout test and drive vehicle, etc., which is declared by regulations to be an offence.	£50.	£100.
Section 51(1)	Using, etc., vehicle or vehicle part without required certificate being in force showing that it complies with type approval requirements applicable to it.	£50.	£100.
Section 51(3)	Using, etc., vehicle with alteration thereto required to be but not notified to Secretary of State under regulations under section 48.	£50.	£100.
Section 53(4)	Obstructing testing of vehicle by examiner on road or failing to comply with requirements of section 53 or Schedule 3.	£20.	£50.
Section 54(6) (including application by section 55(3)).	Failure of person in charge of vehicle on roadside test or further test to give particulars of owner.	£20.	£50.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
Section 55(5)	Obstructing further testing of vehicle by Secretary of State's officer or failing to comply with requirements of section 55 or paragraph 3 or 4 of Schedule 3.	£20.	£50.
Section 56(3)	Obstructing goods vehicle examiner inspecting goods vehicle or entering premises where such vehicle believed to be.	£20; or in the case of a second or subsequent conviction £50.	£50.
Section 57(9)	Driving, etc., goods vehicle in contravention of prohibition on driving it as being unfit for service or refusing etc. to comply with a direction as to the removal of a heavy commercial vehicle.	£50.	£400.
Section 59(3)	Contravention of regulations requiring goods vehicle operator to inspect, and keep records of inspections of, goods vehicles.	£50.	£100.
Section 60(3)	Selling, etc., unroadworthy vehicle or trailer or altering vehicle or trailer so as to make it unroadworthy.	£100.	£200.
Section 62	Selling, etc., vehicle or vehicle part without required certificate being in force showing that it complies with type approval	£100.	£200.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
	requirements applicable to it.		
Section 66(5)	Selling, etc., pedal cycle in contravention of regulations as to brakes, bells, etc.	£50.	£100.
Section 81(1)	Causing, etc., vehicle to be on road in contravention of provisions as to lighting, etc., of vehicles.	£50.	£100.
Section 81(2)	Selling, etc., wrongly made tail lamps or reflectors.	£20.	£50.
Section 84(1)	Driving without a licence.	£50.	£100.
Section 84(2)	Employing a person to drive without a licence.	£50.	£100.
Section 88(6)	Failing to comply with any conditions prescribed for driving under provisional licence or full licence treated as provisional licence.	£50.	£100.
Section 89(3)	Driving licence holder failing, when his particulars become incorrect, to surrender licence and give particulars.	£20.	£50.
Section 91(1)	Driving with uncorrected defective eyesight.	3 months or £50.	£100.
Section 91(2)	Refusing to submit to test of eyesight.	£50.	£100.
Section 99(a)	Obtaining driving licence while disqualified.	6 months or £50 or both.	£100.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
Section 101(4) (including application by section 103(4))	Failing to produce licence to court for endorsement on conviction of offence involving obligatory endorsement or on committal for sentence, etc., for offence involving obligatory Or discretionary disqualification when no interim disqualification ordered.	£50.	£100.
Section 101(6)	Applying for or obtaining licence without giving particulars of current endorsement.	£50.	£100.
Section 103(2)	Failing to produce driving licence to court making order for interim disqualification on committal for sentence, etc.	£50.	£100.
Section 111(2)	Failing to produce to court Northern Ireland driving licence.	£50.	£100.
Section 112(1)	Driving heavy goods vehicle without heavy goods vehicle driver's licence.	£20; or in the case or a second or subsequent conviction 3 months or £50.	£100.
Section 112(2)	Employing a person to drive heavy goods vehicle without heavy goods vehicle driver's licence.	£20; or in the case of a second or subsequent conviction 3 months or £50.	£100.
Section 114(3)	Failing to comply with conditions of heavy goods vehicle driver's licence.	£20; or in the case of a second or subsequent	£100.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
		conviction 3 months or £50.	
Regulations under section 119(2)	Contravention of regulations about heavy goods vehicle drivers' licences which is declared by regulation to be an offence.	£20.	£50.
Section 126(3)	Giving of paid driving instruction by unregistered and unlicensed persons or their employers.	4 months or £100 or both.	£200.
Section 135(2)	Unregistered instructor using title or displaying badge, etc., prescribed for registered instructor, and employers using such title, etc., in relation to his unregistered instructor or issuing misleading advertisement, etc.	£100.	£200.
Section 143	Using motor vehicle while uninsured or unsecured against third-party risks.	3 months or £50 or both.	£200.
Section 151(2)	Failing to give information, or wilfully making false statement, as to insurance or security when claim made.	£50.	£200.
Section 159	Failing to stop vehicle when required by constable.	£50.	£100.
Section 160(1)	Refusing or neglecting to allow motor vehicle or trailer to be weighed, etc.	£50.	£400.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
Section 164(1)	Refusing to give, or giving false, name and address in case of reckless, dangerous, careless or inconsiderate driving or cycling.	£20; or in the case of a second or subsequent conviction, 3 months or £50.	£100.
Section 165	Pedestrian failing to give constable his name and address after failing to stop when directed by constable controlling traffic.	£5.	£20.
Section 166(1)	Failure by driver, in case of accident involving injury to another, to produce evidence of insurance or security or to report accident.	£50.	£100.
Section 167	Failure by owner of motor vehicle to give police information for verifying compliance with requirement of compulsory insurance or security.	£20; or in the case of a second or subsequent conviction, 3 months or £50.	£200.
Section 170(1)	Making false statements in connection with licences under this Act and with registration as an approved driving instructor.	4 months or £100 or both.	£200.
Section 170(2)	Making, or making use of, false statements relating to goods vehicles.	4 months or £100 or both.	£200.
Section 170(3)	Producing false evidence or making false declaration in connection with applications for	4 months or £100 or both.	£200.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
	vehicle excise licences for vehicles required to have test certificates.		
Section 170(4)	Making false statements as to the remedying of defects discovered in vehicles on roadside tests.	4 months or £100 or both.	£200.
Section 170(5)	Making, or making use of, false entry in records required to be kept of condition of goods vehicles.	4 months or £100 or both.	£200.
Section 170(6)	Making false statement or withholding material information in order to obtain the issue of insurance certificates, etc.	4 months or £100 or both.	£200.
Section 171	Issuing false insurance certificates, etc., or false test certificates.	6 months or £100 or both.	£200.
Section 172	Using goods vehicle with unauthorised weights as well as authorised weights marked thereon.	£50.	£100.
Section 187(2)	Failing to attend, give evidence or produce documents to, inquiry held by Secretary of State, etc.	£5.	£20.
Schedule 1, para. 5(1)	Applying warranty to protective helmet in defending proceedings under section 33 where no warranty given.	£20; or in the case of a second or subsequent conviction 3 months or £50 or both.	£50.
Schedule 1, para. 5(2)	Giving to purchaser of protective helmet	£20; or in the case of a second	£50.

Provision creating offence	General nature of offence	Existing maximum punishment in column 4 of Part I of Schedule 4	Entry to be substituted in column 4 of Part I of Schedule 4
	a false warranty in case where warranty might be defence in proceedings under section 33.	or subsequent conviction 3 months or £50 or both.	

PART IV

AMENDMENTS RELATING TO OFFENCES PUNISHABLE ON INDICTMENT OR SUMMARILY

1 In section 233 of the 1960 Act (forgery, misuse, etc. of certain documents) in paragraph (b) of subsection (3) (penalty on summary conviction) for the words from " one hundred " to the end of the paragraph there shall be substituted the words " £200 ".

2 In section 234 of the 1960 Act (falsification of records) in paragraph (b) (penalty on summary conviction) for the words from " one hundred " to the end of the paragraph there shall be substituted the words " £200 ".

3 In section 86 of the 1967 Act (forgery, misuse, etc. of parking meter tickets) in paragraph (b) of subsection (2) (penalty on summary conviction) for the words from " £100 " to the end of the paragraph there shall be substituted the words " £200 ".

4 (1) In Schedule 4 to the 1972 Act (prosecution and punishment of offences) in the entries relating to sections 2, 5(1) and 6(1) of that Act, for the punishment specified in column 4 in relation to an offence punishable summarily there shall in each case be substituted the words " £400 or 4 months imprisonment ".

(2) In the entries in that Schedule relating to sections 5(2) and 6(2) of that Act, for the punishment specified in column 4 in relation to an offence punishable summarily there shall in each case be substituted the words " £200 ".

(3) In the entry in that Schedule relating to section 9(3) of that Act, in column 4, in paragraph (i) (the penalty on summary conviction where the offender was driving or attempting to drive) for the words from " 4 months " to the end of the paragraph there shall be substituted the words " £400 " and in paragraph (ii) (the penalty on summary conviction where the offender was in charge of the vehicle) for the words " 4 months or £100 or both " there shall be substituted the words " £200 ".

(4) In the entry in that Schedule relating to section 99(b) of that Act,—

(a) for the punishment specified in column 4 where the offence is punishable sumarily there shall be substituted the words " 3 months or £400 or both "; and

(b) for the punishment specified in column 4 where the offence is punishable on indictment there shall be substituted the words " 12 months or a fine or both ".

(5) In the entry in that Schedule relating to section 169(1) of that Act, for the punishment specified in column 4 in relation to an offence punishable summarily there shall be substituted the words " £200 ".

(6) In the entry in that Schedule relating to section 175 of that Act, in column 4 for the words " £50 " (the maximum fine on summary conviction) there shall be substituted the words " £100 ".