



Road Traffic Act 1991

1991 CHAPTER 40

PART I

GENERAL

Miscellaneous

36 Forfeiture of vehicles

In section 43 of the Powers of Criminal Courts Act 1973 (power to deprive offender of property used, or intended for use, for purposes of crime) after subsection (1A) there shall be inserted—

“(1B) Where a person commits an offence to which this subsection applies by—

- (a) driving, attempting to drive, or being in charge of a vehicle, or
- (b) failing to comply with a requirement made under section 7 of the Road Traffic Act 1988 (failure to provide specimen for analysis or laboratory test) in the course of an investigation into whether the offender had committed an offence while driving, attempting to drive or being in charge of a vehicle, or
- (c) failing, as the driver of a vehicle, to comply with subsection (2) or (3) of section 170 of the Road Traffic Act 1988 (duty to stop and give information or report accident),

the vehicle shall be regarded for the purposes of subsection (1)(a) above (and subsection (4)(b) below) as used for the purpose of committing the offence (and for the purpose of committing any offence of aiding, abetting, counselling or procuring the commission of the offence).

(1C) Subsection (1B) above applies to—

- (a) an offence under the Road Traffic Act 1988 which is punishable with imprisonment,
- (b) an offence of manslaughter, and

Status: This is the original version (as it was originally enacted).

- (c) an offence under section 35 of the Offences against the Person Act 1861 (wanton and furious driving).”