

Status: This version of this provision is prospective.

Changes to legislation: Road Safety Act 2006, Section 18 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes



Road Safety Act 2006

2006 CHAPTER 49

Speeding

PROSPECTIVE

18 Speed assessment equipment detection devices

(1) In section 41 of the Road Traffic Act 1988 (c. 52) (regulation of construction, weight, equipment and use of vehicles)—

(a) in subsection (2), at the end insert—

“(m) speed assessment equipment detection devices.”, and

(b) in subsection (7), at the end insert—

““speed assessment equipment detection device” means a device the purpose, or one of the purposes, of which is to detect, or interfere with the operation of, equipment used to assess the speed of motor vehicles.”

(2) After section 41B of that Act (breach of requirement as to weight: goods and passenger vehicles) insert—

“41C Breach of requirement as to speed assessment equipment detection devices

A person who—

(a) contravenes or fails to comply with a construction or use requirement as to speed assessment equipment detection devices, or

(b) uses on a road a motor vehicle or trailer which does not comply with such a requirement, or causes or permits a motor vehicle or trailer to be so used,

is guilty of an offence.”

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(3) In section 42(a) of that Act (breach of other construction and use requirements), for “or 41B(1)(a)” substitute “, 41B(1)(a), 41C(a)”.

(4) In section 98(1) of the Road Traffic Offenders Act 1988 (c. 53) (interpretation), at the appropriate place insert—

““special road” in England and Wales has the same meaning as in the Highways Act 1980 and in Scotland has the same meaning as in the Roads (Scotland) Act 1984,”.

(5) In Schedule 1 to that Act (offences to which certain sections apply), after the entry relating to section 41B of the Road Traffic Act 1988 (c. 52) insert—

“RTA section 41C	Breach of requirement as to speed assessment equipment detection device.	Sections 11 and 12(1) of this Act.”
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(6) In Part 1 of Schedule 2 to that Act (prosecution and punishment of offences: offences under the Traffic Acts), after the entry relating to section 41B of the Road Traffic Act 1988 insert—

“RTA section 41C	Breach of requirement as to speed assessment equipment detection devices.	Summarily. (a) Level 4 on the standard scale if committed on a special road. (b) Level 3 on the standard scale in any other case.	Discretionary. Obligatory. 3-6 or 3 (fixed penalty).”
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(7) In Schedule 3 to that Act (fixed penalty offences), after the entry relating to section 41B of the Road Traffic Act 1988 insert—

“RTA section 41C	Breach of requirement as to speed assessment equipment detection devices.”
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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 6 para. 8A inserted by [2016 c. 16 s. 3\(3\)](#)
- Sch. 6 para. 10A inserted by [2016 c. 16 s. 4\(2\)](#)
- Sch. 6 para. 13(9) inserted by [2016 c. 16 s. 4\(5\)](#)