
Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Courts Act 2015, Paragraph 5. (See end of Document for details)

SCHEDULES

SCHEDULE 7

MUTUAL RECOGNITION OF DRIVING DISQUALIFICATION IN UK AND REPUBLIC OF IRELAND

PART 1

FURTHER PROVISION

Crime (International Co-operation) Act 2003 (c. 32)

5 (1) Section 56 (road traffic offences in Republic of Ireland: application of section 57) is amended as follows.

(2) For subsection (2) substitute—

“(2) The driving disqualification condition is met—

- (a) in relation to an offence mentioned in Part 1 of Schedule 3B, if the offender is disqualified in the Republic of Ireland as a result of the offence;
- (b) in relation to an offence mentioned in Part 2 of that Schedule, if the offender is disqualified in the Republic of Ireland for a period not less than the minimum period as a result of the offence.”

(3) In subsection (3)—

- (a) for “a State” substitute “ the Republic of Ireland ”,
- (b) for “in that State” substitute “ there ”, and
- (c) for “the law of that State” substitute “ the law of the Republic of Ireland ”.

(4) For subsection (4) substitute—

“(4) The minimum period is—

- (a) for an offence in relation to which the Secretary of State has by regulations specified a period of less than six months, that period;
- (b) for any other offence, a period of six months.”

(5) Omit subsection (5).

(6) In subsection (6), for “the part of the United Kingdom in which the offender is normally resident” substitute “ the relevant part of the United Kingdom ”.

(7) After that subsection insert—

“(6A) In subsection (6), “the relevant part of the United Kingdom” means—

- (a) where the offender was normally resident in the United Kingdom when convicted, the part of the United Kingdom in which the offender was normally resident at that time;

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- (b) where the offender was not normally resident in the United Kingdom when convicted but held a Great Britain licence or a Northern Ireland licence, the part of the United Kingdom in which the offender was last normally resident before conviction.”
- (8) Omit subsection (7).
- (9) In subsection (8)—
 - (a) for “treating” substitute “ about when ”,
 - (b) after the first “United Kingdom” insert “ are to be treated for the purposes of this section ”, and
 - (c) for “a member state other than the United Kingdom” substitute “ the Republic of Ireland ”.
- (10) After subsection (9) insert—

“(10) The Secretary of State may by regulations amend Schedule 3B.”

Commencement Information

II Sch. 7 para. 5 in force in accordance with art. 3(1)(3) of the commencing S.I. by [S.I. 2017/189](#), **art. 3(2)**

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