



# Road Traffic (Consequential Provisions) Act 1988

## CHAPTER 54

### ROAD TRAFFIC (CONSEQUENTIAL PROVISIONS) ACT 1988

- 1 Meaning of “the Road Traffic Acts”, “the repealed enactments”, etc.
- 2 Continuity, and construction of references to old and new law.
- 3 Repeals.
- 4 Prospective and consequential amendments.
- 5 Transitional provisions and savings.
- 6 Transitory modifications.
- 7 Saving for law of nuisance.
- 8 Short title, commencement and extent.

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#### SCHEDULES

##### SCHEDULE 1 — Repeals and Revocations

###### Part I — ENACTMENTS REPEALED

###### Part II — SUBORDINATE LEGISLATION REVOKED

##### SCHEDULE 2 — Re-enactment or Amendment of Certain Enactments not Brought Into Force

###### Part I — TESTING, MARKING AND APPROVAL OF VEHICLES

- 1 .....
- 2 Part II of the Transport Act 1982 is amended as...
- 3 (1) In section 9, for the cross-heading “Functions under the...
- 4 (1) In section 10(2)— (a) for “section 43 of the...
- 5 In section 13(9), for “section 45(9) of the 1972 Act”...
- 6 (1) In section 17(1)— (a) for “section 47 of the...

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7 In section 18, for “section 51 of the 1972 Act”...  
8 .....  
9 .....  
10 In section 21— (a) in subsection (1), for “section 43(4)...  
11 In section 22— (a) in subsection (1), for “section 45(6)...  
12 In section 23(3), for “section 169 of the 1972 Act”...  
13 In section 24— (a) in subsection (1), for “section 171...  
14 In section 26— (a) after the definition of “the 1981...  
15 In section 61(2) of the Road Traffic Act 1988—  
16 In section 84(4) of the Road Traffic Act 1988, for...  
17 In section 85 of the Road Traffic Act 1988—  
18 In section 183 of the Road Traffic Act 1988—  
19 In section 192(1) of the Road Traffic Act 1988, before...  
20 In section 13(1) of the Road Traffic Offenders Act 1988—...  
    Part II  
21 .....  
22 .....  
    Part III  
23 .....  
24 .....  
25 .....  
26 .....  
27 .....  
28 In section 91 of the Road Traffic Offenders Act 1988,...  
29 .....  
30 .....  
    Part IV  
31 .....  
32 .....  
33 .....

SCHEDULE 3 — Consequential Amendments

*The Thames Embankment Act 1862 (c. 93.)*

1 Section 41 of the Thames Embankment Act 1862 does not...

*The Road Traffic Act 1960 (c. 16.)*

2 (1) In section 233 of the Road Traffic Act 1960,...

*The Criminal Justice Act 1967 (c. 80.)*

3 .....

*The Criminal Appeal Act 1968 (c. 19.)*

4 (1) In section 31(2A) of the Criminal Appeal Act 1968,...

*The Countryside Act 1968 (c. 41.)*

5 In section 30(5) of the Countryside Act 1968 for “the...

*The Transport Act 1968 (c. 73.)*

6 (1) In section 62(4B) of the Transport Act 1968—

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*The Chronically Sick and Disabled Persons Act 1970 (c. 44.)*

7 In section 20(1) of the Chronically Sick and Disabled Persons...

*The Vehicles (Excise) Act 1971 (c. 10.)*

8 (1) In section 2(1)(c) of the Vehicles (Excise) Act 1971...

*The Road Traffic (Foreign Vehicles) Act 1972 (c. 27.)*

9 (1) In section 1 of the Road Traffic (Foreign Vehicles)...

*The Criminal Justice Act 1972 (c. 71.)*

10 In section 24(3) of the Criminal Justice Act 1972—

*The Powers of Criminal Courts Act 1973 (c. 62.)*

11 .....

*The Greater London Council (General Powers) Act 1974 (c. xxiv.)*

12 In section 15 of the Greater London Council (General Powers)...

*The International Road Haulage Permits Act 1975 (c. 46.)*

13 In section 1(9) of the International Road Haulage Permits Act...

*The Policyholders Protection Act 1975 (c. 75.)*

14 (1) In section 6(1)(c) and (2) of the Policyholders Protection...

*The Finance Act 1976 (c. 40.)*

15 .....

*The Local Government (Miscellaneous Provisions) Act 1976 (c. 57.)*

16 (1) In section 48(1)(b) of the Local Government (Miscellaneous Provisions)...

*The Energy Act 1976 (c. 76.)*

17 In Schedule 1 to the Energy Act 1976—

*The National Health Service Act 1977 (c. 49.)*

18 (1) In section 23(4) of the National Health Service Act...

*The Competition Act 1980 (c. 21.)*

19 .....

*The Magistrates' Courts Act 1980 (c. 43.)*

20 .....

*The Highways Act 1980 (c. 66.)*

21 (1) In the definition of “motor vehicle” in section 115(8)...

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*The Public Passenger Vehicles Act 1981 (c. 14.)*

22 In section 6(1)(c) of the Public Passenger Vehicles Act 1981,...

*The Criminal Attempts Act 1981 (c. 47.)*

23 In section 9(5) of the Criminal Attempts Act 1981, for...

*The Criminal Justice Act 1982 (c. 48.)*

24 In Schedule 1 to the Criminal Justice Act 1982, at...

*The Road Traffic Regulation Act 1984 (c. 27.)*

25 (1) In section 21(1) of the Road Traffic Regulation Act...

*The Cycle Tracks Act 1984 (c. 38.)*

26 In the definition of “motor vehicle” in section 8(1) of...

*The Police and Criminal Evidence Act 1984 (c. 60.)*

27 (1) In section 4(2) of the Police and Criminal Evidence...

*The Elections (Northern Ireland) Act 1985 (c. 2.)*

28 In section 1(1E)(a) of the Elections (Northern Ireland) Act 1985,...

*The Sexual Offences Act 1985 (c. 44.)*

29 In section 1(3) of the Sexual Offences Act 1985, for...

*The Local Government Act 1985 (c. 51.)*

30 In paragraph 20 of Schedule 13 to the Local Government...

*The Transport Act 1985 (c. 67.)*

31 In paragraph 3(a) of Schedule 7 to the Transport Act...

*The Finance Act 1986 (c. 41.)*

32 .....

*The Motor Cycle Noise Act 1987 (c. 34.)*

33 In section 1(2)(a) of the Motor Cycle Noise Act 1987,...

*The Criminal Justice (Scotland) Act 1987 (c. 41.)*

34 .....

*The Consumer Protection Act 1987 (c. 43.)*

35 In the definition of “motor vehicle” in section 45 of...

*The Norfolk and Suffolk Broads Act 1988 (c. 4.)*

36 In paragraph 9 of Schedule 6 to the Norfolk and...

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*The Coroners Act 1988 (c. 13.)*

37 (1) In section 16(1)(a)(ii) of the Coroners Act 1988, for...

*The Motor Vehicles (Wearing of Rear Seat Belts by Children) Act 1988(c. 23.)*

38 In section 2 of the Motor Vehicles (Wearing of Rear...

*The Criminal Justice Act 1988 (c. 33.)*

39 In section 40 of the Criminal Justice Act 1988, in...

SCHEDULE 4 — Transitional Provisions and Savings

*General rules for old savings and transitional provisions*

1 (1) The repeal by this Act of an enactment previously...

*Old offences*

2 The Road Traffic Acts (including this Act so far as...

*Road Traffic Act 1974 (c. 3.)*

3 (1) Any provision contained in an enactment passed or instrument...

*Road Traffic (Drivers' Ages and Hours of Work) Act 1976 (c. 3.)*

4 (1) Subject to sub-paragraph (2) below, a person who, immediately...

*Road Traffic Regulation Act 1984 (c. 27.)*

5 (1) Notwithstanding the repeal by this Act of the provisions...

*Payments for traffic casualties*

6 Where an accident giving rise to death or bodily injury...

*Licences, disqualification and endorsement*

7 (1) For the purposes of section 92(4)(a) of the Road...

*Hovercraft*

8 For the purposes of the Hovercraft Act 1968 (under which...

SCHEDULE 5 —

1 .....

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**Changes and effects yet to be applied to :**

- Sch. 2 para. 4(1)(d)(e) repealed by [1999 c. 12 s. 7\(2\)\(a\)](#)