



# 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- 1 Meaning of “the Road Traffic Acts”, “the repealed enactments”, etc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###### Part I — ENACTMENTS REPEALED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 In section 2(3B) of the Road Traffic (Foreign Vehicles) Act...
- 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...

- 7 In section 18, for “section 51 of the 1972 Act”...
- 8 In section 19— (a) in subsection (1), for “section 57(3)”...
- 9 In section 20, for “section 58 of the 1972 Act”...
- 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 — STOPPING ON VERGES, ETC.
- 21 In section 19 of the Road Traffic Act 1988, after...
- 22 (1) After section 19 of the Road Traffic Act 1988...
- Part III — CONSTRUCTION AND USE OF VEHICLES
- 23 In section 47 of the Road Traffic Act 1988, at...
- 24 In section 67(4) of the Road Traffic Act 1988, after...
- 25 After section 67 of the Road Traffic Act 1988 there...
- 26 In section 172 of that Act, in subsection (1)(a)(ii) after...
- 27 In section 174 of that Act, after subsection (3) there...
- 28 In section 91 of the Road Traffic Offenders Act 1988,...
- 29 In section 95 of that Act, after “ 67” there...
- 30 In Part I of Schedule 2 to that Act, after...
- Part IV — MISCELLANEOUS
- 31 In section 17(2) of the Road Traffic Act 1988, for...
- 32 In section 46 of that Act— (a) after paragraph (a)...
- 33 In section 51(1)(h) of that Act, after “application” there is...

### 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 In section 56 of the Criminal Justice Act 1967—

#### *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—

*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 In section 44 of the Powers of Criminal Courts Act...

*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 In section 11 of the Finance Act 1976—

*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 In section 2(7) of the Competition Act 1980, for “the...

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

20 In section 39(6)(b) of the Magistrates' Courts Act 1980, for...

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

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

*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 In section 9(10) of the Finance Act 1986, in the...

*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 In section 56(2) of the Criminal Justice (Scotland) Act 1987,...

*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...

*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 — Transitory Modifications

1 (1) Until the appointed day, section 15 of the Road...