



Police, Crime, Sentencing and Courts Act 2022

2022 CHAPTER 32

PART 1

PROTECTION OF THE POLICE ETC

Police driving standards

6 Meaning of careless driving: constables etc

- (1) Section 3ZA of the Road Traffic Act 1988 (meaning of careless driving) is amended in accordance with subsections (2) to (4).
- (2) In subsection (2), after “driver.” insert “But this subsection does not apply where subsection (2B) applies.”
- (3) After subsection (2) insert—
 - “(2A) Subsection (2B) applies where a designated person—
 - (a) is driving for police purposes (subject to subsections (2E) and (2F)),
and
 - (b) has undertaken prescribed training.
 - (2B) The designated person is to be regarded as driving without due care and attention if (and only if) the way the person drives falls below what would be expected of a competent and careful constable who has undertaken the same prescribed training.
 - (2C) In subsections (2A) and (2B) “designated person” means—
 - (a) a constable,
 - (b) a member of staff appointed by the chief officer of police of a police force in England and Wales,

Status: This is the original version (as it was originally enacted).

- (c) a member of staff appointed by a local policing body and employed to assist a police force in England and Wales,
 - (d) a member of staff appointed by the Scottish Police Authority under section 26(1) of the Police and Fire Reform (Scotland) Act 2012 ([asp 8](#)),
 - (e) an employee of the British Transport Police Authority appointed under section 27 of the Railways and Transport Safety Act 2003,
 - (f) a person employed or engaged by—
 - (i) a chief officer of police,
 - (ii) the British Transport Police Authority,
 - (iii) the Civil Nuclear Police Authority,
 - (iv) the chief constable for the Ministry of Defence Police, or
 - (v) the Scottish Police Authority,
 to train a person within any of paragraphs (a) to (e) to drive for police purposes,
 - (g) a person employed or engaged by a person within paragraph (f)(i) to (v) to train another person to carry out training of the kind mentioned in that paragraph,
 - (h) a National Crime Agency officer, or
 - (i) a person engaged by the National Crime Agency—
 - (i) to train a National Crime Agency officer to drive for law enforcement purposes, or
 - (ii) to train another person to carry out training of the kind mentioned in sub-paragraph (i).
- (2D) In subsection (2C)(a) “constable” does not include a port constable within the meaning of section 7 of the Marine Navigation Act 2013 or a person appointed to act as a constable under provision made by virtue of section 16 of the Harbours Act 1964.
- (2E) In the case of a National Crime Agency officer, the reference in subsection (2A)(a) to driving for police purposes is to be read as a reference to driving for law enforcement purposes.
- (2F) In the case of a person within paragraph (i) of subsection (2C), the reference in subsection (2A)(a) to driving for police purposes is to be read as a reference to driving for the purpose of the training mentioned in that paragraph.”
- (4) In subsection (3)—
- (a) after “(2)” insert “or (2B)”, and
 - (b) after “driver” insert “or constable (as the case may be)”.
- (5) The amendments made by this section have effect only in relation to driving occurring after this section comes into force.