

## SCHEDULES

### SCHEDULE 1

#### DOCUMENTS TO BE SERVED IN ACCORDANCE WITH CRIMINAL PROCEDURE RULES

##### *Road Traffic Act 1988*

- 10 (1) The Road Traffic Act 1988 is amended as follows.
- (2) In section 164 (powers to require driving licence or date of birth)—
- (a) in subsection (10)—
- (i) after “him” (in the first place it occurs) insert “—
- (a) if the statement to the constable was made in England and Wales, in accordance with Criminal Procedure Rules, or
- (b) if that statement was made elsewhere,”;
- (ii) for “this subsection” (in both places it occurs) substitute “this paragraph”;
- (b) after subsection (10) insert—
- “(10A) For the purposes of subsection (10)(a)—
- (a) Criminal Procedure Rules (as they have effect from time to time) apply to the notice as if it were a document to be served in criminal proceedings before a magistrates’ court, and
- (b) any magistrates’ court may discharge functions conferred on a court by those Rules in relation to such service.”
- (3) In section 172 (duty to identify driver where offence alleged)—
- (a) in subsection (7), for “by post” substitute “in accordance with Criminal Procedure Rules, if the alleged offence took place in England and Wales, or by post otherwise”;
- (b) after that subsection insert—
- “(7A) For the purposes of subsection (7) (as it applies in relation to an alleged offence in England and Wales)—
- (a) Criminal Procedure Rules (as they have effect from time to time) apply to the notice as if it were a document to be served in criminal proceedings before a magistrates’ court, and
- (b) any magistrates’ court may discharge functions conferred on a court by those Rules in relation to such service.”

---

**Changes to legislation:** *There are currently no known outstanding effects for the  
Judicial Review and Courts Act 2022, Paragraph 10. (See end of Document for details)*

---

---

#### **Commencement Information**

**II**    [Sch. 1 para. 10](#) in force at 28.6.2022, see [s. 51\(3\)\(b\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Judicial Review and Courts Act 2022, Paragraph 10.