STATUTORY RULES OF NORTHERN IRELAND

2014 No. 234

ROAD TRAFFIC AND VEHICLES

The Road Traffic (Financial Penalty Deposit) (Appropriate Amount) (Amendment) Order (Northern Ireland) 2014

Made - - - - *18th September 2014*

Coming into operation - *31st October 2014*

The Department of the Environment makes the following Order in exercise of the powers conferred by Article 91C(2) of the Road Traffic Offenders (Northern Ireland) Order 1996(**a**).

The Department has consulted with such representative organisations as it thinks fit in accordance with Article 91F(1) of that Order.

Citation and commencement

1. This Order may be cited as the Road Traffic (Financial Penalty Deposit) (Appropriate Amount) (Amendment) Order (Northern Ireland) 2014 and shall come into operation on 31st October 2014.

Amendment of the Road Traffic (Financial Penalty Deposit) (Appropriate Amount) Order

2.—(1) Schedule 1 to the Road Traffic (Financial Penalty Deposit) (Appropriate Amount) Order (Northern Ireland) 2012(**b**) (deposits for fixed penalty offences) is amended in accordance with paragraphs (2) and (3).

(2) In Table 1 (Transport Act (Northern Ireland) 1967) omit item 2.

(3) After Table 7 (the Road Traffic Regulation (Northern Ireland) Order 1997) insert—

"Table 7A

The Goods Vehicles Licensing of Operators Act (Northern Ireland) 2010(c)

(1) Provision creating offence	*(2) General nature of offence*	*(3) Deposit*
1. Section 1(6)	Using goods vehicle on road for carriage of goods except under operator's licence	£200

(**a**) S.I. 1996/1320 (N.I. 10); Part IVA (which includes Articles 91A to 91F) is inserted by Article 12 of S.I. 2007/916 (N.I. 10)
(**b**) S.R. 2012 No. 18
(**c**) 2010 c.2 (N.I.)

Table 7B

HGV Road User Levy Act 2013(a)

(1) Provision creating offence	*(2) General nature of offence*	*(3) Deposit*
1. Section 11(1)	Using or keeping a heavy goods vehicle if the HGV road user levy charged in respect of the vehicle has not been paid	£300”

Sealed with the Official Seal of the Department of the Environment on 18th September 2014



Iain Greenway
A senior officer of the
Department of the Environment

(**a**) 2013 c.7

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends Schedule 1 to the Road Traffic (Financial Penalty Deposit) (Appropriate Amount) Order (Northern Ireland) 2012 to include a financial penalty deposit for using or keeping a heavy goods vehicle on a road if the HGV road user levy in respect of the vehicle has not been paid.

The Order also makes a minor amendment as a consequence of the implementation of the Goods Vehicles (Licensing of Operators) Act (Northern Ireland) 2010 by omitting item 2 and re-introducing the financial penalty deposit as item 7A.

An Explanatory Memorandum is available from Road Safety and Vehicle Regulation Division, Department of the Environment, Clarence Court, 10-18 Adelaide Street, Town Parks, Belfast BT2 8GB or viewed online at http://www.legislation.gov.uk/nisr

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