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SCHEDULES

SCHEDULE 8

Article 86

REPEALS

PART I

GENERAL

Commencement Information

- II** Sch. 8 Pt. I partly in operation; Sch. 8 Pt. I not in operation at date of making see art. 1(3); Sch. 8 Pt. I in operation for certain purposes at 27.6.2007 by S.R. 2007/302, art. 2, Sch.; Sch. 8 Pt. I in operation for certain purposes at 15.11.2007 by S.R. 2007/454, art. 2, Sch.; Sch. 8 Pt. I in operation for certain purposes at 2.8.2010 by S.R. 2010/226, art. 2, Sch.

Short Title	Extent of repeal
The Transport Act (Northern Ireland) 1967 (c. 37).	In section 9(1) the words “, with the approval of the Ministry of Finance,”. In sections 16(2), 23(2), 25(2) and 25(4) the words “with the approval of the Ministry of Finance”.
The Road Traffic (Northern Ireland) Order 1981 (NI 1).	Article 3(3). In Article 5(5), sub-paragraph (b) and the word “and” immediately before it. Article 13(6). Article 14(6). Article 19C(1A)(b). Article 19C(3). In Article 66(1)(a) the words “, subject to the approval of the Department of Finance”. In Article 75(3) the words “or suspension”. In Article 79A(2) the words “with the approval of the Department of Finance and Personnel”. In Article 80 the words “, with the approval of the Department of Finance,”. Part XII. Articles 166 to 168. Article 174(6). In Article 180(2)(b) the words “or other public place”.
The Magistrates' Courts (Northern Ireland) Order 1981 (NI 26).	In Part III of Schedule 6, paragraph 170.

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The Road Traffic (Amendment) (Northern Ireland) Order 1991 (NI 3).	In Schedule 2, paragraphs 9 and 10. In Part I of Schedule 4, paragraphs 8 and 9.
The Road Traffic (Northern Ireland) Order 1995 (NI 18)	In Article 13(2) the definition of “preliminary breath test”. Article 13(5). In Article 17(8)(b)(i) the words “other than an offence under Article 132, 133, 136 or 137 of that Order”. In Article 52(3)(b) the words from “the construction, improvement, maintenance or repair of roads” to the end. Article 52(3)(c).
The Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10).	In Article 10(3)(a), heads(iv), (v) and (vi). Article 41(14). In Article 50(6), the word “or” at the end of paragraph (a). In Article 92(a), the words “Article 132 of that Order or”. In Part I of Schedule 1, the entries relating to Articles 13, 14, 132(3), 132(5), 133, 136, 137, 166 and 167 of the Order of 1981. In Part I of Schedule 3, paragraphs 14, 15, 16, 17, 18 and 29.
The Road Traffic Regulation (Northern Ireland) Order 1997 (NI 2).	In Schedule 8, paragraph 25(a).
The Road Traffic (Driving Disqualification) (Northern Ireland) Order 2003 (NI 16).	In Schedule 1, paragraph 6(a)(ii).
The Justice (Northern Ireland) Act 2004 (c. 4).	Section 15.

PART II

FALSE STATEMENTS, FORGERY ETC.

Commencement Information

I2 Sch. 8 Pt. II partly in operation; Sch. 8 Pt. II not in operation at date of making see art. 1(3); Sch. 8 Pt. II in operation for certain purposes at 15.11.2007 by S.R. 2007/454, art. 2, Sch.

Short Title	Extent of repeal
The Road Traffic (Northern Ireland) Order 1981 (NI 1).	Article 174(6)
The Road Traffic (New Drivers) (Northern Ireland) Order 1998 (NI 7)	In Schedule 3, paragraph 9.
The Road Traffic (Driving Disqualification) (Northern Ireland) Order 2003 (NI 16).	In Schedule 1, paragraph 9.

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PART III

GIVING OF FIXED PENALTY NOTICES BY VEHICLE EXAMINERS

Short Title	Extent of repeal
The Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10).	In Article 60(5) the words “he surrenders”. In Article 66(2) the words “fixed penalty clerk must not endorse the”. In Article 78– (a) in paragraph (5) the words “by or on behalf of the Chief Constable” and “such”; and (b) in paragraph (7) the words “by or on behalf of the Chief Constable”. In Article 84(1) the words “constable or authorised”.
The Road Traffic (New Drivers) (Northern Ireland) Order 1998 (NI 7).	In Article 4– (a) in paragraph (4) the words “, the fixed penalty clerk”; and (b) in paragraph (5) the words “by the fixed penalty clerk”.
The Road Traffic (Driving Disqualification) (Northern Ireland) Order 2003 (NI 16).	In Schedule 1– (a) paragraph 19(b); (b) paragraph 26(b); and (c) paragraph 28(b).

PART IV

ENDORSEMENT: UNLICENSED AND FOREIGN DRIVERS

Short Title	Extent of repeal
The Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10).	In Article 50(1) the words “, whether he is at the time the holder of a licence or not,”.

PROSPECTIVE

PART V

ENDORSEMENT: ALL DRIVERS

Short Title	Extent of repeal
The Road Traffic (Northern Ireland) Order 1981 (NI 1).	In Article 4(8) the words “, counterparts of licences”. In Article 9(7B)(a) and (10) the words “and its counterpart”. In Article 10–

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(a) in paragraphs (2)(b) and (3) the words “and its counterpart”; and

(b) in paragraph (4)(a) the words “and its counterpart”.

In Article 13–

(a) in head (i) of sub-paragraph (c) of paragraph (1) the words “and its counterpart”;

(b) in head (ia) of that sub-paragraph the words from “together” to the end;

(c) in head (ii) of that sub-paragraph the words “and its counterpart (if any) issued to him”; and

(d) in paragraph (1AA) the words “together with the counterparts mentioned in paragraph (ia)” and the words “and its Great Britain counterpart”.

In Article 14(1)(c) the words “or its counterpart”.

In Article 15–

(a) in paragraph (5) the words “and its counterpart”;

(b) paragraph (5)(b);

(c) in paragraph (5)(c) the words “or in its counterpart”;

(d) in paragraph (6) the words “and its counterpart”;

(e) in paragraph (7A) the words “and its counterpart” in both places;

(f) in paragraph (8) the words “and its counterpart”.

Article 15A(5) and (6).

In Article 15B–

(a) paragraphs (3), (6) and (8);

(b) in paragraph (11)(b) the words “(6) or”; and

(c) paragraph (12).

In Article 15C–

(a) in paragraphs (1) to (4) the words “and its counterpart (if any)” in each place; and

(b) paragraph (5).

In Article 19C(1A)–

(a) in sub-paragraph (e) the words “and counterparts of licences” and the words “or counterparts of licences”; and

(b) sub-paragraph (ea).

In Article 19D–

(a) in paragraph (1) the definition of “counterpart” and “Great Britain counterpart”;

(b) paragraph (3).

In Article 19G–

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- (a) in paragraph (1) the words from “together” to the end;
- (b) in paragraph (2), in sub-paragraph (a) the words “together with the relevant counterparts” and, in sub-paragraph (b) the words “and those counterparts”;
- (c) in paragraph (4) the words “and the relevant counterparts”;
- (d) paragraph (5); and
- (e) in paragraph (7) the words “and its Great Britain counterpart”.

In Article 73A(1) the words “and its counterpart (if any)”.

In Article 74A the words “and its counterpart (if any)” in both places.

In Article 75–

- (a) in paragraph (1) the words “and its counterpart”;
- (b) in paragraph (3) the words “and its counterpart”; and
- (c) paragraph (4).

In Article 78 the definition of “counterpart”.

In Article 174–

- (a) in sub-paragraph (a) of paragraph (2A) the words from “or” to the end;
- (b) paragraph (2A)(b); and
- (c) paragraph (2B).

In Article 180–

- (a) in paragraph (3B) the words “and its counterpart”;
- (b) in paragraph (3C) the words “and its counterpart” in each place where it occurs;
- (c) in paragraph (4AA) the words “and its counterpart” in each place where it occurs;
- (d) in paragraph (8) the words “or counterpart of any such licences” and the reference to “counterpart”.

The Child Support (Northern Ireland) Order 1991 (NI 23).

In Article 37A–

- (a) in paragraph (4) the words from “, and” to the end;
- (b) in paragraph (9) the words “and its counterpart”.

The Road Traffic Offenders (Northern Ireland) Order 1996 (NI 10).

In Article 2–

- (a) in paragraph (2) the word “ “counterpart””; and
- (b) paragraph (4).

In Article 10(3)(a)(ii) the words “and counterpart”.

In Article 11 the words from “and the foregoing” to the end.

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In Article 28 in paragraphs (4), (5) and (6)(b) the words “and its counterpart” and the words “and counterpart”.

In Article 29 the words “and its counterpart” in each place.

In Article 31(1)(b) the words “the counterpart of any licence held by him or on”.

In Article 32–

- (a) in paragraph (1)(b) the words “the counterpart of his licence or”; and
- (b) in paragraph (2)(b) the words “on the counterpart of his licence or”.

In Article 33(a) the words “the counterpart of his licence or on”.

Article 41(10).

Article 47(7).

Article 49(2A).

Article 50.

In Article 51(2)(b) the words “the counterpart of any licence held by him or on”.

In Article 52–

- (a) in paragraph (2A) the words “and its counterpart”;
- (b) in paragraph (3) the words “a licence or”;
- (c) in paragraph (3A) the words “in relation to a person who is not the holder of a licence”; and
- (d) in paragraph (4) the words “and the counterpart of a licence”.

In Article 53(1)(b) and (2)(b) the words “the counterpart of any licence held by him or on”.

In Article 60(7) the words “and a counterpart of a licence”.

In Article 62 the words “and its counterpart” in each place.

Article 63.

In Article 63A(1) the words “who is not the holder of a licence”.

Article 64.

Article 66.

In Article 66A–

- (a) in the heading the words “to unlicensed person”; and
- (b) in paragraph (1) the words “but who is not the holder of a licence,”.

In Article 77–

- (a) paragraph (4);
- (b) in paragraph (5) the words “63 or”; and
- (c) paragraph (6).

In Article 80–

- (a) paragraph (5); and
- (b) in paragraph (5A) the words “who is not the holder of a licence”.

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In Article 81–

- (a) in sub-paragraph (a) of paragraph (3) the words “inspecting the licence and its counterpart or (where the alleged offender is not the holder of a licence)”; and
- (b) in sub-paragraph (b) of that paragraph the words “and its counterpart”.

Article 82.

In Article 82A(1) and (2) the words “who is not the holder of a licence”.

In Article 87–

- (a) paragraph (1);
- (b) in paragraph (1A) the word “also”; and
- (c) in paragraph (2) the words “63 or” and the words “82 or”.

In Article 92ZA–

- (a) in sub-paragraph (b) of paragraph (1) the words “and (6)(b)”;
- (b) sub-paragraphs (d) to (i) of that paragraph;
- (c) in sub-paragraph (j) of that paragraph the words “, (3) and (3A)”;
- (d) sub-paragraph (k) of that paragraph;
- (e) paragraphs (3) to (6);
- (f) in paragraph (7) the words “and its counterpart (if any)”; and
- (g) in paragraph (8) the words “and its counterpart”.

Art 92ZB.

In Article 92A–

- (a) in paragraph (1) the words from “, 29” to “and 53”;
- (b) paragraphs (2) to (4);
- (c) in paragraph (5) the words “and its counterpart (if any)”; and
- (d) paragraphs (6) and (8) to (10).

Article 92B.

In Part I of Schedule 1–

- (a) in the entry relating to Article 9(10) of the Order of 1981, the words “and counterpart”;
- (b) in the entry relating to Article 10(3) of that Order, the words “and counterpart”;
- (c) in the entry relating to Article 15(7) of that Order, the words “and its counterpart” and the words “and counterpart”;
- (d) in the entry relating to Article 15C(4) of that Order, the words “and its counterpart”;
- (e) in the entry relating to Article 75 of that Order, the words “and its counterpart”;

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	<p>(f) in the entry relating to Article 28 of the Offenders Order, the words “and counterpart”; and</p> <p>(g) in the entry relating to Article 29 of the that Order, the words “and counterpart”.</p> <p>In Schedule 3, paragraph 9(a).</p>
<p>The Road Traffic (New Drivers) (Northern Ireland) Order 1998 (NI 7)</p>	<p>In Article 4–</p> <p>(a) in paragraph (3)(c) the words “appropriate person endorses the number of”; and</p> <p>(b) in paragraph (4)(a) the words “and its counterpart”.</p> <p>In Article 12(2) the words “and its counterpart” in both places.</p>
	<p>In Schedule 1–</p> <p>(a) in paragraph 3(2) the words “and its counterpart”;</p> <p>(b) in paragraph 3(4)(a) the words “(with its counterpart)”;</p> <p>(c) in paragraph 7(4)(a) the words “and its counterpart”; and</p> <p>(d) in paragraph 8(1)(a) the words “and its counterpart”.</p> <p>In Schedule 3, paragraph 8.</p>
<p>The Road Traffic (Driving Disqualification) (Northern Ireland) Order 2003 (NI 16).</p>	<p>In Schedule 1–</p> <p>(a) paragraph 6(a)(iii);</p> <p>(b) paragraph 7;</p> <p>(c) paragraph 8(b);</p> <p>(d) paragraph 12(a).</p>
<p>The Road Traffic (Northern Ireland) Order 2007 (NI)</p>	<p>Article 15.</p> <p>Article 39(2)(b) and (4).</p> <p>In Article 46(5) the words “and “counterpart”, in relation to a Community licence”.</p> <p>In Article 47 the words “and counterpart”.</p> <p>In Article 53(13) in paragraph (c) of the definition of “disabled person's limited driving licence” the words “and a counterpart of that licence”.</p> <p>In Schedule 2–</p> <p>(a) paragraph 4(d) to (g);</p> <p>(b) paragraph 6;</p> <p>(c) paragraph 7;</p> <p>(d) paragraph 14(b);</p> <p>(e) paragraph 16(c);</p> <p>(f) paragraph 18;</p> <p>(g) paragraph 21(b);</p> <p>(h) in paragraph 23(a)(ii) the word “(c)”;</p> <p>(i) paragraph 24(a).</p> <p>In Schedule 4–</p> <p>(a) paragraph 7(a), (b) and (d);</p> <p>(b) paragraph 8;</p>

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- (c) paragraph 13(b), (c) and (d);
 - (d) paragraph 14;
 - (e) paragraph 15;
 - (f) paragraph 17;
 - (g) paragraph 21 (a) to (c) and (f);
 - (h) paragraph 22(b);
 - (i) paragraph 23;
 - (j) paragraph 26;
 - (k) paragraph 28; and
 - (l) paragraph 29.
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Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- Sch. 2 para. 4(d)-(g) repealed by [S.I. 2007/916 \(N.I.\) Sch. 8 Pt. 5](#)
- Sch. 4 para. 7(a)(b) repealed by [S.I. 2007/916 \(N.I.\) Sch. 8 Pt. 5](#)
- Sch. 4 para. 13(b)(c)(d) repealed by [S.I. 2007/916 \(N.I.\) Sch. 8 Pt. 5](#)
- Sch. 4 para. 21(a)-(c) repealed by [S.I. 2007/916 \(N.I.\) Sch. 8 Pt. 5](#)