
Changes to legislation: Road Safety Act 2006, Paragraph 15 is up to date with all changes known to be in force on or before 28 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 1

GIVING OF FIXED PENALTY NOTICES BY VEHICLE EXAMINERS ETC.

Road Traffic Offenders Act 1988 (c. 53)

- 15 (1) Section 75 (issue of conditional offer) is amended as follows.
- (2) After subsection (1) insert—
- “(1A) Where in England and Wales—
- (a) a vehicle examiner has reason to believe that a fixed penalty offence has been committed, and
 - (b) no fixed penalty notice in respect of the offence has been given under section 54 of this Act or fixed to a vehicle under section 62 of this Act,
- a notice under this section may be sent to the alleged offender by the Secretary of State.”
- (3) After subsection (3A) insert—
- “(3B) Where in Scotland a vehicle examiner—
- (a) on any occasion has reason to believe that a person he finds is committing or has on that occasion committed a fixed penalty offence, he may hand to that person,
 - (b) in any case has reason to believe that a fixed penalty offence has been committed, he or another person authorised in that respect by the Secretary of State may send to the alleged offender,
- a notice under this section.”
- (4) In subsection (4), for “and (3)” substitute “to (3B)”.
- (5) In subsection (6), for “person issues a conditional offer” substitute “conditional offer is issued by a person under subsection (1), (2) or (3) above”.
- ^{F1}(6)
- (7) After subsection (11) insert—
- “(11A) In this section and sections 76 and 77 of this Act “the appropriate person” means—
- (a) where the conditional offer was issued under subsection (1), (2) or (3) above, the fixed penalty clerk, and
 - (b) where the conditional offer was issued under subsection (1A) or (3B) above, the Secretary of State.”

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Textual Amendments

- F1** Sch. 1 para. 15(6) repealed (8.6.2015) by Road Safety Act 2006 (c. 49), s. 61(1)(10), Sch. 7(4); S.I. 2015/560, art. 3(b) (with arts. 4-9)
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Commencement Information

- I1** Sch. 1 para. 15 in force at 31.3.2009 by S.I. 2008/3164, art. 3(b)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

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

- Sch. 6 para. 8A inserted by [2016 c. 16 s. 3\(3\)](#)
- Sch. 6 para. 10A inserted by [2016 c. 16 s. 4\(2\)](#)
- Sch. 6 para. 13(9) inserted by [2016 c. 16 s. 4\(5\)](#)