



# Road Safety Act 2006

## 2006 CHAPTER 49

### *Supplementary*

#### **61 Commencement**

- (1) The preceding provisions of this Act come into force on such day as the Secretary of State may by order made by statutory instrument appoint (but subject to subsections (7) to (10)).
- (2) Different days may be appointed for different purposes.
- (3) Any provision of this Act which alters any penalty for an offence has effect only in relation to offences committed after the coming into force of the provision.
- (4) Section 2B of the Road Traffic Act 1988 (c. 52) (inserted by section 20) has effect only in relation to driving occurring after the coming into force of that section; and section 3ZB of that Act (inserted by section 21) has effect only in relation to driving occurring after the coming into force of that section.
- (5) In relation to an offence under section 2B or 3ZB of the Road Traffic Act 1988 committed before [F12 May 2022], the references in column 4 of Part 1 of Schedule 2 to the Road Traffic Offenders Act 1988 (c. 53) relating to offences under those sections have effect with the omission of the words “[F2the general limit in a magistrates’ court] (in England and Wales) or” and “(in Scotland)”.
- (6) The Secretary of State may by order made by statutory instrument make such transitional provisions and savings as he considers appropriate in connection with the coming into force of any provision of this Act.
- (7) The following provisions come into force at the end of the period of two months beginning with the day on which this Act is passed—
  - (a) section 1, and
  - (b) section 49.
- (8) The day on which sections 8 and 9 and Schedule 2 (and the repeals contained in Schedule 7 under the heading “Endorsement: unlicensed and foreign drivers”) come into force must be—

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*Changes to legislation: Road Safety Act 2006, Section 61 is up to date with all changes known to be in force on or before 06 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*

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- (a) later than the day on which section 5 and Schedule 1 (and the repeals contained in Schedule 7 under the heading “Giving of fixed penalty notices by vehicle examiners”) come into force, but
  - (b) earlier than the day on which section 10 and Schedule 3 (and the repeals contained in Schedule 7 under the heading “Endorsement: all drivers”) come into force.
- (9) Sections 51, 58 and 60, and the repeals contained in Schedule 7 under the heading “Spent enactments” (and section 59 so far as relating to them), come into force on the day on which this Act is passed; but—
- (a) section 51(2) does not affect anything done or omitted to be done before that day, and
  - (b) section 58(6) has effect only in relation to offences committed on or after that day.
- (10) Any power to make an order or regulations which is conferred by any provision of this Act may be exercised at any time after the passing of this Act.

#### **Textual Amendments**

- F1** Words in s. 61(5) substituted (28.4.2022) by [The Criminal Justice Act 2003 \(Commencement No. 33\) and Sentencing Act 2020 \(Commencement No. 2\) Regulations 2022 \(S.I. 2022/500\)](#), regs. 1(2), 5(1), **Sch. Pt. 1**
- F2** Words in s. 61(5) substituted (E.W.) (7.2.2023 at 12.00 p.m.) by [The Judicial Review and Courts Act 2022 \(Magistrates’ Court Sentencing Powers\) Regulations 2023 \(S.I. 2023/149\)](#), regs. 1(2), 2(1), **Sch. Pt. 1 table**

**Changes to legislation:**

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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\(5\)](#)