

SCHEDULES

SCHEDULE 7

MUTUAL RECOGNITION OF DRIVING DISQUALIFICATION IN UK AND REPUBLIC OF IRELAND

PART 1

FURTHER PROVISION

Crime (International Co-operation) Act 2003 (c. 32)

- 2 (1) Section 54 (road traffic offences in UK: application of section 55) is amended as follows.
- (2) In subsection (2)—
- (a) in paragraph (a), after “Schedule 3” insert “or Part 1 of Schedule 3A”, and
 - (b) in paragraph (b), for “that Schedule” substitute “Schedule 3 or Part 2 of Schedule 3A”.
- (3) For subsection (3) substitute—
- “(3) The minimum period is—
- (a) for an offence mentioned in Part 2 of Schedule 3 in relation to which the Secretary of State has by regulations specified a period of less than six months, that period;
 - (b) for an offence mentioned in Part 2 of Schedule 3A in relation to which the Department has by regulations specified a period of less than six months, that period;
 - (c) for any other offence, a period of six months.”
- (4) After that subsection insert—
- “(3A) When determining whether the period of disqualification in respect of an offence mentioned in Part 2 of Schedule 3 is not less than the minimum period, an extension period imposed under any of the following is to be disregarded—
- (a) section 35A or 35C of the Road Traffic Offenders Act 1988;
 - (b) section 248D of the Criminal Procedure (Scotland) Act 1995;
 - (c) section 147A of the Powers of Criminal Courts (Sentencing) Act 2000.
- (3B) When determining whether the period of disqualification in respect of an offence mentioned in Part 2 of Schedule 3A is not less than the minimum period, an extension period imposed under any of the following is to be disregarded—

Status: This is the original version (as it was originally enacted).

- (a) Article 8A of the Criminal Justice (Northern Ireland) Order 1980 (S.I. 1980/704 (N.I. 6));
- (b) Article 40A of the Road Traffic Offenders (Northern Ireland) Order 1996 (S.I. 1996/1320 (N.I. 10));
- (c) Article 91A of the Criminal Justice (Northern Ireland) Order 2008 (S.I. 2008/1216 (N.I. 1)).”

(5) After subsection (5) insert—

“(6) The Secretary of State may by regulations amend Schedule 3.

(7) The Department may by regulations amend Schedule 3A.”