

SCHEDULES

SCHEDULE 7

MUTUAL RECOGNITION OF DRIVING DISQUALIFICATION IN UK AND REPUBLIC OF IRELAND

PART 2

TRANSITION FROM EU CONVENTION TO NEW AGREEMENT

Transitional period

- 23 In this Part of this Schedule, “the transitional period” means the period—
- (a) beginning with 1 December 2014, and
 - (b) ending with the day before the first day on which—
 - (i) section 31(2) to (5) are in force,
 - (ii) the Secretary of State has specified an agreement under section 71A of the Crime (International Co-operation) Act 2003 (“the 2003 Act”), and
 - (iii) that agreement has entered into force.

Disapplication of duties and powers to give notices during the transitional period

- 24 During the transitional period, the Secretary of State and the Department of the Environment in Northern Ireland—
- (a) are not required to give a notice under section 55 of the 2003 Act (duty to give notice to foreign authorities of driving disqualification of a non-UK resident),
 - (b) are not required or permitted to give a notice under section 57 of the 2003 Act (recognition in United Kingdom of foreign driving disqualification), and
 - (c) are not required to give reasons under section 70(3) of the 2003 Act (duty to give reasons for not giving a notice under section 57).
- 25 Paragraphs 23 and 24 are to be treated as having come into force on 1 December 2014.

Application of duties and powers to give notices after the transitional period

- 26 After the end of the transitional period, the Secretary of State and the Department of the Environment in Northern Ireland—
- (a) are required to give a notice under section 55 of the 2003 Act (duty to give notice to foreign authorities of driving disqualification of a non-UK resident),
 - (b) are required or permitted to give a notice under section 57 of the 2003 Act (recognition in United Kingdom of foreign driving disqualification), and

Status: This is the original version (as it was originally enacted).

(c) are required to give reasons under section 70(3) of the 2003 Act (duty to give reasons for not giving a notice under section 57), only in a case in which the offence referred to in section 54(1) or 56(1) of the 2003 Act was committed after the end of the transitional period.

Saving for pre-1 December 2014 cases

27 The amendments made by section 31 and Part 1 of this Schedule do not have effect in relation to a case in which a notice was given to an offender under section 57 of the 2003 Act before 1 December 2014.