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SCHEDULE 3

Article 4

VISITORS' DRIVING PERMITS

1. In this Schedule “driving permit” means a driving permit which by virtue of this Order authorises a person to drive a motor vehicle without holding a driving licence under Part III of the Road Traffic Act 1972 and “driving licence” means a driving licence under the said Part III.

Commencement Information

I1 Sch. 3 para. 1 in operation at 2.8.1975, see art. 9(2)

2.—(1) A court by whom the holder of a driving permit is convicted shall—

- (a) if in consequence of the conviction or of the order of the court he is disqualified for holding or obtaining a driving licence, or
- (b) if the court orders particulars of the conviction to be endorsed on any driving licence held by him,

send particulars of the conviction to the Secretary of State.

(2) A court shall in no circumstances enter any particulars in a driving permit.

Commencement Information

I2 Sch. 3 para. 2 in operation at 2.8.1975, see art. 9(2)

3.—(1) The holder of a driving permit disqualified in consequence of a conviction or of the order of a court for holding or obtaining a driving licence shall, if so required by the court, produce his driving permit within five days, or such longer time as the court may determine, and the court shall forward it to the Secretary of State.

(2) The Secretary of State on receiving a permit forwarded under the foregoing sub-paragraph—

- (a) shall record particulars of the disqualification on the permit, and
- (b) send the holder's name and address, together with the said particulars, to the authority by whom the driving permit was issued, and
- (c) shall retain the permit until the holder leaves Great Britain or until the disqualification ceases to have effect, whichever is the earlier.

(3) A person failing to produce a driving permit in compliance with this paragraph shall be guilty of an offence which shall be treated for the purposes of section 177 of the Road Traffic Act 1972 and of Part I of Schedule 4 thereto as an offence against the provision specified in column 1 of that Part as section 101(4) and he shall be liable to be prosecuted and punished accordingly.

Commencement Information

I3 Sch. 3 para. 3 in operation at 2.8.1975, see art. 9(2)

4.—(1) A court, on ordering the removal under section 95(1) of the said Act of a disqualification for holding or obtaining a driving licence, shall, if it appears that particulars of the disqualification have been forwarded to the Secretary of State under paragraph 2 of this Schedule, cause particulars

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of the order also to be forwarded to him, and the Secretary of State shall transmit the particulars to the authority who issued the driving permit which the person whose disqualification is removed is shown as holding in the Secretary of State's records.

(2) The Secretary of State shall, where appropriate, enter any particulars so forwarded to him in any driving permit held by him in pursuance of paragraph 3 of this Schedule and shall then return the driving permit to the applicant.

Commencement Information

I4 Sch. 3 para. 4 in force at 2.8.1975, see [art. 9\(2\)](#)

5.—(1) In the following provisions of the Road Traffic Act 1972, references to a driving licence shall include references to a driving permit.

(2) The said provisions are—

- (a) subsections (1) and (4) of section 161 (which, as amended by paragraph 19 of Schedule 6 to the Road Traffic Act 1974, authorises a police constable to require the production of a driving licence and in certain cases statement of date of birth by a person who is, or in certain circumstances has been, driving a vehicle),
- (b) subsection (2) of section 164 (which authorises a police constable to arrest a driver committing certain offences unless the driver gives his name and address or produces his driving licence), and
- (c) subsections (1) and (2) of section 169 (which relate to the use of a driving licence by a person other than the holder and to forgery of such a licence).

Commencement Information

I5 Sch. 3 para. 5 in operation at 2.8.1975, see [art. 9\(2\)](#)

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Changes and effects yet to be applied to :

- Sch. 3 para. 3(2) substituted by S.I. 1980/1095 art. 10(3)
- Sch. 3 para. 4(2) substituted by S.I. 1980/1095 art. 10(4)
- Sch. 3 para. 3(2) substituted by S.I. 1989/993 art. 2(3)(b)
- Sch. 3 para. 4(2) substituted by S.I. 1989/993 art. 2(3)(c)
- Sch. 3 para. 1 words inserted by S.I. 1980/1095 art. 10(2)
- Sch. 3 para. 1 words inserted by S.I. 1989/993 art. 2(3)(a)
- Sch. 3 para. 4(1) words omitted by S.I. 1980/1095 art. 10(4)
- Sch. 3 para. 4(1) words omitted by S.I. 1989/993 art. 2(3)(c)

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

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

- art. 1(1)-(1D) substituted for art. 1(1) by S.I. 1980/1095 art. 3
- art. 1(1)-(1E) substituted for art. 1(1) by S.I. 2019/563 art. 2(2)(a)
- art. 1(9)(10) inserted by S.I. 1989/993 art. 3
- art. 2(2)(i) words inserted by S.I. 1996/1929 art. 4(1)
- art. 2(2A) inserted by S.I. 1985/459 art. 3(a)
- art. 2(3)(a) words inserted by S.I. 1996/1929 art. 4(1)
- art. 2(3)(a) words substituted by S.I. 1991/771 art. 2(c)
- art. 2(3)(b) words substituted by S.I. 1991/771 art. 2(c)
- art. 2(4)(a) words inserted by S.I. 1996/1929 art. 4(1)
- art. 2(4)(a) words substituted by S.I. 2004/1992 art. 4(5)(b)
- art. 2(4)(b) words substituted by S.I. 1996/1974 Sch. 5 para. 1(3)
- art. 2(8) words inserted by S.I. 1989/993 art. 6(3)
- art. 2(8) words inserted by S.I. 2019/563 art. 2(3)(c)
- art. 3(1)(c) and word inserted by S.I. 1985/459 art. 4(a)
- art. 5(2)(b)(iii) words substituted by S.I. 2010/771 art. 3(2)
- art. 5(2)(c)(ii) substituted by S.I. 2018/1295 reg. 6(2)(a)(iii)
- art. 5(2)(c)(ii) words substituted by S.I. 2020/818 Sch. 6 para. 5(2)
- art. 5(2)(e) inserted by S.I. 2022/845 art. 2(2)
- art. 5(2)(aa) inserted by S.I. 2018/1295 reg. 6(2)(a)(ii)
- art. 5(2A)-(2D) inserted by S.I. 2018/1295 reg. 6(2)(b)
- art. 5(10) inserted by S.I. 1996/1929 art. 6(4)