An Bille um Thrácht ar Bhóithre (Leasú), 2017
Road Traffic (Amendment) Bill 2017

Mar a tionscnaiodh
As initiated
AN BILLE UM THRÁCHT AR BHÓITHRE (LEASÚ), 2017
ROAD TRAFFIC (AMENDMENT) BILL 2017

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[No. 108 of 2017]
Acts Referred To

Road Traffic Act 2002 (No. 12)
Road Traffic Act 2010 (No. 25)
Road Traffic Acts 1961 to 2016
Bill

entitled

An Act to provide for automatic disqualification from driving in the case of a person paying a fixed charge in respect of a drink driving offence; for that purpose to amend the Road Traffic Act 2010 and the Road Traffic Act 2002 and to provide for related matters.

Be it enacted by the Oireachtas as follows:

Amendment of Road Traffic Act 2010

1. (1) The Road Traffic Act 2010 is amended in section 29—

(a) in subsection (1), by the substitution of “and the disqualification specified in subsection (8)(a) for the person” for “and the penalty points specified in subsection (8)(a)(i) or disqualification specified in subsection (8)(a)(ii) for the person”,

(b) in subsection (5) by the substitution of “the date of commencement of the disqualification” for “the appropriate date relating to the endorsement of penalty points on the entry relating to the person or the date of commencement of the disqualification, whichever is applicable,”,

(c) by the deletion of subsection (6),

(d) in subsection (8)—

(i) by the substitution of the following paragraph for paragraph (a)(i):

“(i) did not exceed 80 milligrammes of alcohol per 100 millilitres of blood, 107 milligrammes of alcohol per 100 millilitres of urine, or 35 microgrammes of alcohol per 100 millilitres of breath, the person shall be disqualified for holding a driving licence for a period of 3 months beginning on the date referred to in subsection (15), or”,

and

(ii) in paragraphs (a)(ii) and (b), by the substitution of “subsection (15)” for “subsection (14)” in each place where it occurs,

(e) in subsection (11), by the substitution of the following paragraph for paragraph (e):
“(e) where a payment of the fixed charge is made within the period specified in paragraph (d), the person shall be disqualified for holding a driving licence for the appropriate period in the circumstances referred to in paragraph (a) or (b) of subsection (8), and”,

(f) in subsection (14) by the substitution of “cause the period of the disqualification referred to in paragraph (a) or (b) of subsection (8)” for “cause the number of penalty points or period of disqualification referred to in subsection (8), as the case may be”, and

(g) by the substitution of the following subsection for subsection (15):

“(15) Where an endorsement is made under subsection (14), the Minister shall cause a notice to be issued to the person concerned informing him or her that the date for the commencement of the period of the disqualification is 14 days after the date of that notice.”.

Amendment of Road Traffic Act 2002

2. The Road Traffic Act 2002 is amended—

(a) in section 6, by the substitution of the following paragraph for paragraph (a):

“(a) becomes disqualified pursuant to Part III of the Principal Act or section 29 of the Road Traffic Act 2010 for holding a licence, or”,

and

(b) in section 7, by the substitution of “section 3, Part III of the Principal Act or section 29 of the Road Traffic Act 2010 for holding a licence” for “Part III of the Principal Act or section 3 or 9 for holding a licence”.

Transitional provision consequent on amendment of section 29 of Road Traffic Act 2010

3. Notwithstanding the amendment by section 1 of section 29 of the Road Traffic Act 2010, that section shall apply as if it had not been so amended in respect of an offence committed before the commencement of section 1.

Short title, commencement, collective citation and construction

4. (1) This Act may be cited as the Road Traffic (Amendment) Act 2017.

(2) This Act comes into operation on such day or days as the Minister for Transport, Tourism and Sport may appoint by order or orders either generally or with reference to any particular purpose or provision and different days may be so fixed for different purposes and different provisions.

(3) This Act and the Road Traffic Acts 1961 to 2016 may be cited together as the Road Traffic Acts 1961 to 2017 and shall be construed together as one.
An Bille um Thrácht ar Bhóithre (Leasú), 2017

BILLE

(mar a tionscnaíodh)

dá ngairtear

Acht do dhéanamh socrú maidir le dicháiliúchán uathoibríoch ó thiomáint i gcás duine atá ag ioc muirear seasta i leith cion a bhaineann le thiomáint faoi thionchar dí; chun na críche sin, do leasú an Achta um Thrácht ar Bhóithre, 2010 agus an Achta um Thrácht ar Bhóithre, 2002 agus do dhéanamh socrú i dtáobh nithe gaolmhara.

An tAire Iompair, Turasóireachta agus Spóirt a thíolaic,
13 Iúil, 2017

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BILL

(as initiated)

tenilled

An Act to provide for automatic disqualification from driving in the case of a person paying a fixed charge in respect of a drink driving offence; for that purpose to amend the Road Traffic Act 2010 and the Road Traffic Act 2002 and to provide for related matters.

Presented by the Minister for Transport, Tourism and Sport,
13th July, 2017