



An Bille um Thrácht ar Bhóithre (Leasú), 2019
Road Traffic (Amendment) Bill 2019

Mar a tionscnaíodh

As initiated



AN BILLE UM THRÁCHT AR BHÓITHRE (LEASÚ), 2019
ROAD TRAFFIC (AMENDMENT) BILL 2019

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AN BILLE UM THRÁCHT AR BHÓITHRE (LEASÚ), 2019
ROAD TRAFFIC (AMENDMENT) BILL 2019

Bill

entitled

An Act to provide for an offence of driving with an unrestrained dog on board certain mechanically propelled vehicles; for that purpose to amend the Road Traffic Act 1961 and to provide for related matters. 5

Be it enacted by the Oireachtas as follows:

Amendment of Road Traffic Act 1961

1. The Road Traffic Act 1961 is amended by the insertion of the following section after section 55: 10

“Offence of driving with an unrestrained dog on board a relevant vehicle

55A. (1) In this section—

‘anchorage’ means the part of the vehicle structure or seat structure or any other part of the vehicle to which a safety belt, a child restraint system or other restraint system may be secured; 15

‘appropriate restraint system’ means a harness, modified safety belt or other similar device manufactured for the purposes of restraining a dog by means other than neck restraints that is secured to an anchorage and that keeps the dog confined to— 20

(a) a seat in the passenger compartment other than the driver’s seat, or

(b) an area of the vehicle other than the passenger compartment;

‘dog’ means a domestic dog (*canis familiaris*) and includes a bitch;

‘passenger compartment’ means the portion of a passenger vehicle designed to be occupied by passengers; 25

‘passenger vehicle’ means a mechanically propelled vehicle having at least 4 wheels constructed primarily for the carriage of passengers;

‘relevant vehicle’ means a passenger vehicle with seats for not more than 8 persons, other than the driver, but does not include a public service vehicle. 30

- (2) Subject to subsections (3) and (4), a person shall not drive a relevant vehicle in a public place with a dog on board unless—

- (a) the dog is restrained by an appropriate restraint system,
 - (b) the dog is kept in an enclosed crate or cage manufactured for the purposes of transporting animals, or
 - (c) the dog is kept in an enclosed area of the vehicle other than a passenger compartment, whether the area is enclosed by a temporary guard or barrier or otherwise. 5
- (3) This section does not apply to—
- (a) a member of the Garda Síochána,
 - (b) a member of the Defence Forces, or
 - (c) an officer of Customs and Excise, 10
acting in the course of his or her duties.
- (4) This section does not apply in respect of—
- (a) a guide dog in the company of a visually impaired passenger,
 - (b) a dog while in the process of being transported— 15
 - (i) for the purposes of, or
 - (ii) upon completion of,
the herding of livestock, or
 - (c) a dog in such other circumstances as may be prescribed.
- (5) A person who fails to comply with subsection (2) commits an offence.
- (6) A person guilty of an offence under this section shall be liable on summary conviction to a class E fine. 20
- (7) An offence under this section is a fixed charge offence for the purposes of Part 3 of the Road Traffic Act 2010 and Part 3 of the Road Traffic Act 2010 applies in respect of a fixed charge offence under this section. 25
- (8) The amount of a fixed charge in respect of an offence under this section is €40 or such other amount as may be prescribed by the Minister pursuant to section 41 of the Road Traffic Act 2010.”.

Short title, commencement and collective citation

2. (1) This Act may be cited as the Road Traffic (Amendment) Act 2019. 30
- (2) This Act comes into operation—
- (a) one month after the date of its passing, or
 - (b) on such earlier date as the Minister for Transport, Tourism and Sport may by order appoint.
- (3) The Road Traffic Acts 1961 to 2018 and this Act may be cited together as the Road Traffic Acts 1961 to 2019. 35

An Bille um Thrácht ar Bhóithre (Leasú),
2019

BILLE

(mar a tionscnaíodh)

dá ngairtear

Acht do dhéanamh socrú maidir le cion arb éard é feithiclí inneallghluaiste áirithe a thiomáint agus madra neamhshrianta ar bord; chun na críche sin do leasú an Achta um Thrácht ar Bhóithre, 1961 agus do dhéanamh socrú i dtaobh nithe gaolmhara.

*Na Seanadóirí Frank Feighan, Catriona Ní Nuáin
agus Martin Conway a thug isteach,*

25 Meán Fómhair, 2019

Road Traffic (Amendment) Bill 2019

BILL

(as initiated)

entitled

An Act to provide for an offence of driving with an unrestrained dog on board certain mechanically propelled vehicles; for that purpose to amend the Road Traffic Act 1961 and to provide for related matters.

*Introduced by Senators Frank Feighan, Catherine
Noone and Martin Conway,*

25th September, 2019

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