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**An Bille um Thrácht ar Bhóithre (Feithiclí Uile-Thír-  
Raoin agus Gluaisrothair Streachailte) (Leasú), 2020**  
**Road Traffic (All-Terrain Vehicle and Scrambler  
Motorcycle) (Amendment) Bill 2020**

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*Meabhrán Mínitheach*  
*Explanatory Memorandum*

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**AN BILLE UM THRÁCHT AR BHÓITHRE (FEITHICLÍ UILE-  
THÍR-RAOIN AGUS GLUAISROTHAIR STREACHAILTE)  
(LEASÚ), 2020**

**ROAD TRAFFIC (ALL-TERRAIN VEHICLE AND SCRAMBLER  
MOTORCYCLE) (AMENDMENT) BILL 2020**

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**EXPLANATORY MEMORANDUM**

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**Background**

There are considerable problems with the anti-social and criminal use of All-Terrain Vehicles (quad and scrambler bikes), particularly in urban settings where they pose a heightened risk to members of the public. They are frequently used in public parks and green spaces but there are few laws governing their use in these areas and enforcement of the current laws is very difficult due to the inherent dangers with pursuit and detention of people using these vehicles.

This Bill would strengthen law through several key provisions.

*Section 2* of the bill amends the definition of a “public place” in Road Traffic legislation which will allow Gardaí to enforce laws surrounding registration and insurance as well as other matters when these vehicles are used in public places such as parks and beaches, where there currently exists a legal lacuna.

*Section 5* makes it an offence to ride an all-terrain vehicle or scrambler bike dangerously in a public place and makes confiscation of the vehicle the penalty for this offence. In order to ensure that the penalty of confiscation can be enforced,

*Section 6* directs the Minister for Climate Action, Communications and Transport to make regulations providing for the seizure of scrambler bikes from the curtilage of a dwelling where a member of an Garda Síochána believes, on the balance of probabilities, that the vehicle is being used or has been used to commit an offence under this Bill.

*Paul McAuliffe TD*

*John Lahart TD*

*Samhain, 2020.*