

2010 No. 2721

ROAD TRAFFIC

**The Road Safety (Financial Penalty Deposit) (Amendment)
Order 2010**

Made - - - - - *10th November 2010*
Laid before Parliament *15th November 2010*
Coming into force *1st February 2011*

This Order is made in exercise of the powers conferred by sections 90A(2)(b) and 90E(3) of the Road Traffic Offenders Act 1988(a).

The Secretary of State has consulted such representative organisations as appear appropriate in accordance with section 90E(2) of that Act.

Accordingly, the Secretary of State makes the following Order:

Citation and commencement

1.—(1) This Order may be cited as the Road Safety (Financial Penalty Deposit) (Amendment) Order 2010 and comes into force on 1st February 2011.

(2) This Order applies in relation to an offence, alleged to have been committed on or after 1st February 2011.

Amendment of the Road Safety (Financial Penalty Deposit) Order 2009

2. In table 7 (Vehicle Excise and Registration Act 1994) in Part 1 of the Schedule to the Road Safety (Financial Penalty Deposit) Order 2009(b), after the entry relating to “section 44” insert—

“Section 59(1)	Failure to fix prescribed registration mark to a vehicle in accordance with regulations made under section 23(4) of the Act”
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Signed on behalf of the Secretary of State for Transport

Mike Penning
Parliamentary Under Secretary of State
Department for Transport

10th November 2010

(a) 1988 c.53; sections 90A and 90E were inserted by section 11(1) of the Road Safety Act 2006 (c.49).
(b) S.I. 2009/491.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Road Safety (Financial Penalty Deposit) Order 2009. The 2009 Order, among other things, specified certain offences as ones in respect of which a financial penalty deposit may be imposed by a constable or vehicle examiner if certain conditions are met. This Order amends the 2009 Order by specifying, for those purposes, the offence, under section 59(1) of the Vehicle Excise and Registration Act 1994, of failing to fix a prescribed registration mark to a vehicle in accordance with regulations made under section 23(4) of that Act.

A full impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen. An Explanatory Memorandum has been prepared and is available alongside the instrument on the OPSI website at www.opsi.gov.uk.

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