

PERMITTING / DRIVING IN EXCESS OF PERMITTED DRIVING TIME

Road Traffic (NI) Order 1981

Art.56 - (3) Any person who drives, or who causes or permits any person employed by him or subject to his orders to drive, a goods vehicle contrary to the domestic drivers' hours code shall be guilty of an offence under this Order.

Maximum Sentence:

Road Traffic Offenders (NI) Order 1996, Schedule 1

Summary Only: Level 4 fine (£2,500)

Assessment of Offence

(Starting points and ranges based on 1st time offender convicted following contest)

<u>Nature of Offence</u>	<u>Starting Point</u>	<u>Sentencing Range</u>
Offence committed by driver	£500	£250 - £1,000
Offence committed by owner company	£1,000	£500 - £2,500

<u>Examples of Possible Aggravating Factors of Offence</u>	<u>Examples of Possible Mitigating Factor of Offence</u>
N/A	N/A

Relevant Cases:

NI Cases:

N/A

English Cases:

N/A

Notes:

1. See further the Vehicles (Drivers' Hours of Duty) Regulations (NI) 1991; and Passenger and Goods Vehicles (Recording Equipment) Regulations 1996
2. General power to disqualify from holding a driving licence under Article 91 of the Criminal Justice (NI) Order 2008.