## RESOLUTION (68) 25

(Adopted by the Ministers' Deputies on 20 September 1968)

## SETTING UP OF A SIMPLIFIED PROCEDURE RELATING TO MINOR ROAD TRAFFIC OFFENCES

The Committee of Ministers,

Having regard to the volume of road traffic at national and international level, as well as the problems arising from the number of road traffic offences committed, many of which cannot be considered serious;

Considering that their speedy and effective punishment appears to assist the proper administration of justice and could be ensured by a simplified procedure;

Recalling that the aim of the Council of Europe is the achievement of greater unity between its Members;

Convinced that the instituting of such a simplified procedure is one means to this end,

Recommends the governments of member states:

I. To institute a simplified procedure for dealing with minor road traffic offences.

In particular offences listed in the annex to this resolution may be regarded as minor offences in so far as the individual circumstances do not require recourse to the ordinary procedure.

The simplified procedure should consist of a demand for payment, either on the spot or within a short period, which shall be stated, of a monetary sanction, the amount of which shall be determined in accordance with the national law. The simplified procedure shall not be applied without the offender's consent.

- II. To provide that payment of the monetary sanction demanded shall preclude recourse to the ordinary procedure. However, the national law may:
- (a) prescribe other measures taken in the interest of road safety, such as suspension or withdrawal of driving licence, or
- (b) empower the appropriate authority to act in accordance with its usual practice when it considers that the conditions for the simplified procedure are not fulfilled.
- III. Invites governments to inform the Secretary General of the Council of Europe of existing provisions relating to the present resolution as well as any subsequent measures.

## ANNEX

## LIST OF ROAD TRAFFIC OFFENCES WHICH IN CERTAIN CIRCUMSTANCES MIGHT BE DEALT WITH UNDER A SIMPLIFIED PROCEDURE

- 1. Failure to comply with a direction given by a policeman in relation to road traffic.
- 2. Non-compliance with the rules relating to:
  - (a) speed of vehicles;
- (b) position and direction of vehicles in motion, meeting of oncoming traffic, overtaking, changes of direction and proceeding over level crossings;
  - (c) right of way;
- (d) traffic priority of certain vehicles such as fire-engines, ambulances and police vehicles;
  - (e) signs, signals and road markings, in particular "stop" signs;
  - (f) parking and halting of vehicles;
- (g) access of vehicles or classes of vehicles to certain roads (e.g. on account of their weight or dimensions);
  - (h) safety devices for vehicles and loads;
  - (i) marking descriptive (signalisation) of vehicles and loads;
  - (j) lighting of vehicles and use of lamps;
  - (k) load and capacity of vehicles;
  - (1) registration of vehicles, registration plates and nationality plates.