

ROAD TRAFFIC OFFENCES - PRIVATE CLIENTS

EXCEPTIONAL HARDSHIP - AVOIDING DISQUALIFICATION

Accumulating 12 or more penalty points of your licence (for the first time)

If you accumulate 12 or more penalty points on your licence the Court is obliged to disqualify you from driving for a minimum period of 6 months. The only instance where the Court is allowed to exercise its discretion not to disqualify you is where the Court is satisfied that in doing so you would be caused 'exceptional hardship'. If it does find 'exceptional hardship' then the Court has the power to disqualify for a period shorter than the minimum period of 6 months or not to disqualify at all.

Preparation work may include taking statements from third party witnesses, calling them to give evidence and obtaining medical evidence. By way of example subject to the specific details of each individual case a fixed fee would start at £650 +VAT.

Application for the early return of driver licenses

Statute allows for such applications to be made to a Magistrates Court;

- a. If the disqualification is for less than four years when two years from the date of disqualification have expired;
- b. If the disqualification is for less than ten years but not less than four years, when half of the disqualification has expired;
- c. In any other cases i.e. ten years disqualification or more, when five years have expired from the date of the disqualification

Road traffic offences: Private client costs

If you are charged with a driving offence such as speeding, other road traffic infringements, careless driving, failing to provide a specimen or drink or drug driving then your case may not be eligible for Legal Aid. However, we are very well aware that having your licence endorsed or being disqualified from driving can have very serious implications.

If you are considering instructing us privately then please contact us for a free consultation in which we will assess all the elements of your case. If the case is to go to trial we will provide you with a bespoke fixed fee tailored to your requirements.

By way of example, a fixed fee for representation on a guilty plea to an endorsable Road Traffic offence in a Kent Magistrates Court would start at £950 +VAT.