

## Introduction

The SRA Transparency rules ('The rules') require that we provide clear information in relation to our legal fees as to summary only motoring offences under Part 1 of the Road Traffic Act 1988 and Section 89 of the Road Traffic Regulation Act 1984. The rules relate to matters which are dealt with at a single hearing; should the matter proceed to trial or not be dealt with at one hearing, your instructed solicitor will provide you with information as to the likely overall cost of your matter, both at the time of engagement and as the matter progresses.

## The team

Your case will be dealt with by one of our Partners or Associates in the Serious and General Crime team. Further details of the experience and qualifications of these practitioners can be found on their profile pages to which their names are linked:

### [Mark Haslam](#)

Mark is well known as an eminent authority in relation to road traffic cases. He has a wealth of experience of advising clients and personally representing them in court in relation to driving offences ranging from causing death by dangerous driving to speeding. In particular, they include driving/in charge of a motor vehicle with excess alcohol, driving under the influence of drugs, dangerous driving, driving without due care and attention and causing death and/or serious injury by dangerous or careless driving. He has particularly experience in dealing with speeding cases including penalty point disqualifications, exceptional hardship and special reasons arguments and dealing with Section 172 Notices of Intended Prosecution.

He has represented and continues to represent many well-known public figures from the fields of sport (in particular, rugby, football, cricket, and racing), politics and the arts, and is currently acting for a number of current and former professional footballers and rugby players. Mark was admitted as a solicitor on 01/04/1981.

### [Daniel Jackson](#)

Daniel advises clients facing investigation and/or prosecution for road traffic offences in the Magistrates' courts. He has expertise in all kinds of motoring matters, including speeding, driving without due care and attention (careless driving), section 172 notices and drink/drug driving. Daniel predominantly focused on defending motor prosecutions during part of his legal career (2014-2016), so he possesses significant knowledge in this specialist area of criminal law. In the careless driving cases where Daniel represented the driver, he dealt with collisions concerning pedestrians, cyclists, motorcyclists and other motor vehicles, which often involved third parties suffering serious and life changing injuries. Daniel is experienced when it comes to identifying and instructing experts in motoring offences, such as road traffic collision investigators and forensic toxicologists. Daniel was admitted as a solicitor on 03/08/2009.

### [David Hardstaff](#)

David is experienced in representing clients in relation to road traffic offences. His experience, which includes representation at both the investigative and post-charge stages, covers a wide range of offences from minor speeding infractions, to driving while under the influence of drugs/alcohol and driving without due care and attention. Through his thorough case preparation, he has avoided disqualification for a number of clients by successfully advancing exceptional hardship.



An experienced advocate, he is particularly skilled in mitigating on behalf of clients facing potentially lengthy periods of disqualification. David was admitted as a solicitor on 15/04/2014.

## Summary only motoring offences

Summary only cases are those which can only be heard in the Magistrates' Court.

Offences under the above legislation include the following:

### **Notice of Intended Prosecution**

**Speeding:** *Road Traffic Regulation Act 1984, s.89 (10)*

**Excess alcohol (drive/attempt to drive):** *Road Traffic Act 1988, s.5 (1) (a)*

**Careless driving (drive without due care and attention):** *Road Traffic Act 1988, s.3*

**No insurance:** *Road Traffic Act 1988, s.143*

### **"Totting up" and exceptional hardship**

**The use, whilst driving, of a hand-held mobile phone or other device:** *The Road Vehicles (Construction and Use) (Amendment) (No 4) Regulations 2003*

**Fail to provide specimen for analysis (in charge):** *Road Traffic Act 1988, s.7(6) Road Traffic Act 1988, s.7(6)*

**Fail to stop/report road accident:** *Road Traffic Act 1988, s.170 (4)*

**Unfit through drink or drugs (drive/attempt to drive):** *Road Traffic Act 1988, s.4(1)*

**Unfit through drink or drugs (in charge):** *Road Traffic Act 1988, s.4(2)*

### **Special reasons**

**Drive whilst disqualified:** *Road Traffic Act 1988, s.103*

## Fees

The cost of advice and representation in relation to such matters will range between £1500 plus VAT to £3000 plus VAT depending on the location of the Court and the proximity to the hearing date.

The fees would include:

- Considering the evidence
- Providing advice in relation to plea and likely sentence and advising in relation to mitigation
- Advice on the options available to the court in relation to sentencing
- Advice on whether an exceptional hardship, or special reasons argument should be made
- Representation at a single hearing at the Magistrates' Court
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Please note that the fees would not include:

- Taking statements from, and examination of witnesses
- Advice on an appeal
- Advice as to sourcing or instructing expert witnesses
- Instruction of counsel where counsel's fee exceeds the range above

