

1978 WL 34911 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 15, 1978

*1 Chief N. G. Dudley
City of Darlington Police Department
P. O. Box 164
Darlington, South Carolina, 29532

Dear Chief Dudley:

You have asked whether the service of a Uniform Traffic Ticket pursuant to [Section 56-7-10 of the 1976 Code of Laws of South Carolina](#) serves to vest the municipal court with jurisdiction to try traffic cases without the issuance and service of an arrest warrant.

[Section 56-7-10](#) provides:

There shall be one uniform traffic ticket used by all law-enforcement officers in the State, counties and municipalities having traffic jurisdiction, the service of which shall vest all traffic courts with jurisdiction to hear and dispose of the charge for which such ticket was issued and served, . . .

That statute makes no distinction as to which particular traffic courts may use this procedure, therefore, it is presumed that the provisions of that law would apply to all traffic courts, including municipal courts. Accordingly, upon authority of that statute, an arrest warrant is not necessary where a Uniform Traffic Ticket has been served pursuant to [Section 56-7-10](#). [State v. Prince](#), 262 S.C. 89, 202 S.E.2d 645 (1974).

I trust the preceding discussion adequately answers your questions, however, if you need any further assistance, please feel free to contact me.

With best regards, I am
Very truly yours,

Richard P. Wilson
Assistant Attorney General

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