

EXECUTIVE NOTE

THE ROAD WORKS (INSPECTION FEES) (SCOTLAND) AMENDMENT REGULATIONS 2010

SSI/2010/68

The above instrument was made in exercise of powers conferred by sections 134 and 163(1) of the New Roads and Street Works Act 1991 (c.22). The instrument is subject to negative resolution procedure.

Policy Objectives

The policy of this instrument is to raise the level of inspection fee payable from £30.00 to £31.00 with effect from 1 April 2010.

Background

Under Section 131 of the New Roads and Street Works Act 1991, road works authorities are empowered to carry out investigatory works (in practice, taken from a random sample of a variety of excavations, not exceeding 30%, taken from the Scottish Road Works Register) to check whether or not an undertaker has complied with the duties placed on it in respect of reinstatement of the road.

The Roads Authorities and Utilities Committee (Scotland) (RAUCS)) have recommended a modest increase of £1.00 to £31.00 per chargeable random sample inspection from 1 April 2010. A working group has been formed to proposals for future levels of Inspection Fees.

Consultation

As required by Section 163A of the New Roads and Street Works Act 1991, the Scottish Government consulted all interested parties ie road works authorities and undertakers operating in Scotland. One response, which indicated agreement with the proposal, was received.

Financial Effects

This SSI will have no financial effect on the Scottish Government.

Scottish Government
Transport Directorate
February 2010