
EXPLANATORY NOTE

(This note is not part of the Regulations)

Section 112A(1) of the New Roads and Street Works Act 1991 (“the Act”) (as inserted by section 19 of the Transport (Scotland) Act 2005) provides for the Scottish Road Works Commissioner (“the Commissioner”) to keep a register to be known as the Scottish Road Works Register (“the SRWR”).

Section 112A(4) of the Act allows the Scottish Ministers, by regulations, to provide that the payment to the Commissioner of the prescribed fee is a condition of access to the SRWR.

Regulation 3(1) and (2) provides that, for the financial years commencing on 1st April 2017 and 1st April 2018 respectively, payment to the Commissioner of the prescribed fee by roads authorities and relevant undertakers is a condition of access to the SRWR as mentioned in section 112A(3) of the Act.

Regulation 3(4) and (5) provides formulas for the calculation of the prescribed fee for roads authorities and relevant undertakers respectively for the financial year 2017/18.

Regulation 3(6) and (7) provides formulas for the calculation of the prescribed fee for roads authorities and relevant undertakers respectively for the financial year 2018/19.

Regulation 4 revokes the Scottish Road Works Register (Prescribed Fees) Regulations 2015.

A Business and Regulatory Impact Assessment has been prepared and placed in the Scottish Parliament Information Centre. Copies can be obtained from Transport Scotland, Area 2D North, Victoria Quay, Edinburgh, EH6 6QQ and online at www.legislation.gov.uk.