



Local Government (Miscellaneous Provisions) Act 1982

1982 CHAPTER 30

PART X

HIGHWAYS

21 Prosecutions for offences relating to works in street.

^{F1}(1)

(2) In section 312 of the ^{M1}Highways Act 1980 (restriction on institution of proceedings)

- (a) in subsection (1), for the word “Proceedings” there shall be substituted the words “ Subject to subsection (3) below, proceedings ” ; and
- (b) the following subsection shall be inserted after subsection (2)—

“(3) A constable may take proceedings—

- (a) for an offence under paragraph (b) of section 171(6) above ;
or
- (b) for an offence under paragraph (c) of that subsection consisting of failure to perform a duty imposed by section 171(5)(a) above ; or
- (c) for an offence under section 174 above,
without the consent of the Attorney General.”.

Textual Amendments

- F1** S. 21(1) repealed (1.1.1993) by [New Roads and Street Works Act 1991](#) (c. 22, SIF 59, 108), s. 168(2), [Sch 9](#) (with s. 102(2)); S.I. 1992/2984, art. 2(2), [Sch.2](#)

Changes to legislation: There are currently no known outstanding effects for the Local Government (Miscellaneous Provisions) Act 1982, Section 21. (See end of Document for details)

Modifications etc. (not altering text)

- C1** The text of ss. 20–23 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

- M1** 1980 c. 66.

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