

SCHEDULES

SCHEDULE 10

DISAPPLICATION AND MODIFICATION OF MISCELLANEOUS CONTROLS

London lorries: general

- 9 (1) This paragraph applies where an application for the issue of a permit under the London Lorry Ban Order is made under paragraph 10 below or is otherwise expressed to be made in connection with the carrying out of authorised works.
- (2) The application shall be granted if the issue of a permit is reasonably required—
- (a) for the purpose of enabling authorised works to be carried out in a timely and efficient manner, or
 - (b) for the purpose of enabling authorised works to be carried out in accordance with approved arrangements.
- (3) If the application is granted, no condition may be imposed which is likely to obstruct the carrying out of authorised works—
- (a) in a timely and efficient manner, or
 - (b) in accordance with approved arrangements.
- (4) If the applicant is aggrieved by a decision under sub-paragraph (2) or (3) above, he may appeal to the Secretary of State by giving notice in writing of the appeal to him and the authority whose decision is appealed against within 28 days of notification of the decision.
- (5) On an appeal under sub-paragraph (4) above, the Secretary of State may allow or dismiss the appeal or vary the decision of the authority whose decision is appealed against.
- (6) If on an appeal under sub-paragraph (4) above against a decision under sub-paragraph (3) above the Secretary of State varies the decision, the variation shall have effect from and including the date on which the appeal was constituted or such later date as the Secretary of State may specify.
- (7) The applicant may not challenge a decision under sub-paragraph (3) above otherwise than by an appeal under sub-paragraph (4) above.
- (8) In this paragraph—
- “approved arrangements” means arrangements approved for the purposes of any of the following provisions of Schedule 6 to this Act—
- (a) paragraph 7, so far as relating to item 1 or 6 in the table in that paragraph,
 - (b) paragraph 16, so far as relating to item 5 in the table in that paragraph,
 - (c) paragraph 23, so far as relating to item 5 in the table in that paragraph, and
 - (d) paragraph 25;

Status: This is the original version (as it was originally enacted).

“authorised works” means works authorised by this Part of this Act; and
“the London Lorry Ban Order” means the Greater London (Restriction of
Goods Vehicles) Traffic Order 1985.