

SCHEDULES

SCHEDULE 10

REGULATION OF THE USE OF ROADS AND RAILWAYS

PART 2

PERMIT SCHEMES: REMOVAL OF REQUIREMENT FOR SECRETARY OF STATE APPROVAL

6 After section 33 insert—

“33A Implementation of permit schemes of strategic highway companies and local highway authorities in England

- (1) This section applies to a permit scheme prepared in accordance with section 33(1) or (2) by—
 - (a) a strategic highways company,
 - (b) a local highway authority in England, or
 - (c) such a company or authority acting together with one or more other such companies or authorities.
- (2) The scheme shall not have effect in the area of a participating authority unless the authority gives effect to it by order.
- (3) For the purposes of subsection (2) a local highway authority or a strategic highways company is a “participating authority” in relation to a permit scheme if it is the highway authority for any of the streets in which the scheme is to control the carrying out of works.
- (4) An order under subsection (2)—
 - (a) must set out the scheme and specify the date on which the scheme is to come into effect, and
 - (b) may (in accordance with permit regulations) include provisions which disapply or modify enactments to the extent specified in the order.”