



# Tramways Act 1870

1870 CHAPTER 78 33 and 34 Vict

## PART II

### *Construction of Tramways*

#### [<sup>F1</sup>27] **Completion of works and reinstatement of road.**

When the promoters have opened or broken up any portion of any road, they shall be under the following further obligations, namely,

- (1) They shall, with all convenient speed, and in all cases within four weeks at the most (unless the road authority otherwise consents in writing) complete the work on account of which they opened or broke up the same, and (subject to the formation, maintenance, or renewal of the tramway) fill in the ground and make good the surface, and, to the satisfaction of the road authority, restore the portion of the road to as good condition as that in which it was before it was opened or broken up, and clear away all surplus paving or metalling material or rubbish occasioned thereby:
- (2) They shall in the meantime cause the place where the road is opened or broken up to be fenced and watched, and to be properly lighted at night:
- (3) They shall bear or pay all reasonable expenses of the repair of the road for six months after the same is restored, as far as those expenses are increased by the opening or breaking up.

If the promoters aforesaid fail to comply in any respect with the provisions of the present section, they shall for every such offence (without prejudice to the enforcement of specific performance of the requirements of this Act or to any other remedy against them) be liable to a penalty not exceeding [<sup>F2</sup>level 2 on the standard scale], and to a further penalty not exceeding five pounds for each day during which any such failure continues after the first day on which such penalty is incurred.

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*Changes to legislation: There are currently no known outstanding effects for the Tramways Act 1870, Section 27. (See end of Document for details)*

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#### **Textual Amendments**

- F1** Ss. 26-40 repealed (except as incorporated in, or otherwise applied by, any Act of Parliament or Provisional Order) (1.1.1993) by Transport and Works Act 1992 (c. 42), ss. 65(1)(b), 68(1), **Sch. 4 Pt.I**; S.I. 1992/2784, art. 2(b), **Sch. 2 Pt.I**
- F2** Words substituted by virtue of (E.W.) Criminal Justice Act 1982 (c. 48, SIF 39:1), **s. 46** and (S.) Criminal Procedure (Scotland) Act 1975 (c. 21, SIF 39:1), **s. 289G**

**Changes to legislation:**

There are currently no known outstanding effects for the Tramways Act 1870, Section 27.