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STATUTORY INSTRUMENTS

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**2005 No. 1794**

**TRANSPORT AND WORKS, ENGLAND**  
**TRANSPORT, ENGLAND**

The Midland Metro (Birmingham City  
Centre Extension, etc.) Order 2005

*Made* - - - - - *1st July 2005*

*Coming into force* *22nd July 2005*

ARRANGEMENT OF ARTICLES

PART 1

PRELIMINARY

1. Citation and commencement
2. Interpretation
3. Application of New Roads and Street Works Act 1991
4. Incorporation of the Railways Clauses Consolidation Act 1845
5. Application of the Midland Metro Acts

PART 2

WORKS PROVISIONS

*Principal powers*

6. Power to construct and maintain works
7. Power to deviate, etc.
8. Designation of works

*Streets*

9. Power to alter layout, etc. of streets
10. Power to keep apparatus in streets
11. Power to execute street works
12. Permanent stopping up of means of access
13. Temporary stopping up of streets
14. Access to works
15. Construction and maintenance of new or altered highways

16. Construction and alteration of bridges
17. Restoration of streets if street tramway discontinued
18. Agreements with street authorities

*Supplemental powers*

19. Discharge of water
20. Attachment of equipment to buildings for purposes of tramway
21. Safeguarding works to buildings
22. Power to construct temporary tramways
23. Power to survey and investigate land
24. Mode of construction and operation of tramway

PART 3

ACQUISITION AND POSSESSION OF LAND

*Powers of acquisition*

25. Power to acquire land
26. Application of Part I of Compulsory Purchase Act 1965
27. Application of Compulsory Purchase (Vesting Declarations) Act 1981
28. Power to acquire new rights
29. Rights under or over streets

*Temporary possession of land*

30. Temporary use of land for construction of works
31. Temporary use of land for maintenance of works
32. Temporary use of land for carrying out of accommodation and mitigation works

*Compensation*

33. Disregard of certain interests and improvements

*Supplementary*

34. Acquisition of part of certain properties
35. Extinction or suspension of rights of way
36. Time limit for exercise of powers of acquisition

PART 4

OPERATION OF TRAMWAY SYSTEM

37. Power to operate and use tramway system
38. Maintenance of approved works, etc.
39. Power to charge fares
40. Traffic signs
41. Tree Preservation Orders
42. Obstruction of construction of authorised works
43. Traffic regulation

## PART 5

### MISCELLANEOUS AND GENERAL

- 44. Planning permission: supplementary matters
  - 45. Statutory undertakers, etc.
  - 46. Minerals
  - 47. Saving for highway authorities
  - 48. Certification of plans, etc.
  - 49. Service of notices
  - 50. No double recovery
  - 51. Disclosure of confidential information
  - 52. Withholding of consent
  - 53. Arbitration
  - 54. Protective provisions
- Signature

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### SCHEDULES

Schedule 1 — Scheduled works

Schedule 2 — Acquisition of land, etc. outside limits of deviation

Part 1 — Acquisition of land

Part 2 — Acquisition of rights only

Schedule 3 — Streets subject to alteration of layout

Schedule 4 — Modification of compensation and compulsory purchase enactments  
for creation of new rights

Schedule 5 — Land of which temporary possession may be taken

Schedule 6 — Traffic regulation

Part 1 — Prohibition or restriction of waiting and loading/unloading

Part 2 — Direction of traffic

Part 3 — Restriction on remaining stationary in road

Part 4 — Prohibition of access

Schedule 7 — Provisions relating to statutory undertakers, etc.

Schedule 8 — Protective provisions

Part 1 — For protection of Network Rail

Part 2 — For protection of British Waterways Board

Explanatory Note