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STATUTORY INSTRUMENTS

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**2015 No. 199 (C. 13)**

**HIGHWAYS, ENGLAND**

The Traffic Management Act 2004  
(Commencement No. 8) (England) Order 2015

Made - - - - 9th February 2015

The Secretary of State for Transport makes the following Order in exercise of powers conferred by section 99 of the Traffic Management Act 2004<sup>(1)</sup>.

**Citation**

1. This Order may be cited as the Traffic Management Act 2004 (Commencement No. 8) (England) Order 2015.

**Commencement of provision**

2. Section 59 (Guidance about inspections) of the Traffic Management Act 2004 comes into force as respects England on 6th April 2015.

Signed by authority of the Secretary of State for Transport

9th February 2015

*Robert Goodwill*  
Parliamentary Under Secretary of State  
Department for Transport

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(1) 2004 c.18.

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force, as respects England, a provision of Part 4 (Street Works) of the Traffic Management Act 2004 (the “2004 Act”).

*Article 2* brings section 59 of the 2004 Act into force on 6th April 2015. Section 59 inserts a new section 73F into the New Roads and Street Works Act 1991. This provides for the Secretary of State to issue or approve guidance to street authorities on the carrying out of inspections of street works. A street authority must have regard to the guidance when carrying out any inspections or investigatory works.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the Act have been brought into force in England by commencement orders made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Sections 1 to 12.	4th October 2004	2004/2380
Section 13, except subsection (2) of the inserted section 245A of the Highways Act 1980 <sup>(2)</sup> .	4th October 2004	2004/2380
Sections 14 and 15.	4th October 2004	2004/2380
Sections 16 to 31.	4th January 2005	2004/3110
Section 32.	1st December 2007	2007/3184
Section 33 to 36.	1st April 2008	2007/3184
Section 37.	1st December 2007	2007/3184
Section 38.	1st April 2008	2007/3184
Section 39.	1st December 2007	2007/3184
Section 40(1) and (2) (and accordingly Schedule 1).	4th October 2004	2004/2380
Section 40(3), except the words “or 4A” in the substituted paragraph (a) of section 70(6) of the New Roads and Street Works Act 1991(duty of undertaker to reinstate) <sup>(3)</sup> .	4th October 2004	2004/2380
Section 40(3), for the purpose of inserting the words “or (4A)” into the substituted	1st April 2008	2007/1890

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(2) 1980 c.66.

(3) 1991 c.22.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
paragraph (a) of section 70(6) of the New Roads and Street Works Act 1991.		
Section 40(4) and (5).	4th October 2004	2004/2380
Section 41(1) and (3) (and accordingly Schedule 3) for certain purposes	29th June 2007	2007/1890
Section 41(1), (2) and (3) (and accordingly Schedules 2 and 3) for all other purposes.	12th May 2008	2007/1890
Section 42.	29th June 2007	2007/1890
Section 43(1), (2) and (4).	4th January 2005	2004/3110
Section 43(3).	1st April 2008	2007/1890
Section 44 for certain purposes.	29th June 2007	2007/1890
Section 44 for all other purposes.	1st April 2008	2007/1890
Section 49 for certain purposes.	29th June 2007	2007/1890
Section 49 for all other purposes.	1st April 2008	2007/1890
Section 51(1), (2), (3), (5), (7), (8), and (9) for certain purposes.	29th June 2007	2007/1890
Section 51(1), (2), (3), (5), (7), (8), and (9) for all other purposes.	1st April 2008	2007/1890
Section 51(4).	29th June 2007	2007/1890
Section 51(6).	1st April 2008	2007/1890
Section 52(1), (2), (4), and (5) (and accordingly Schedule 4) for certain purposes.	29th June 2007	2007/1890
Section 52(1), (2), (4), and (5) (and accordingly Schedule 4) for all other purposes.	1st April 2008	2007/1890
Section 52(3), (6) and (7).	1st April 2008	2007/1890
Section 54 for certain purposes.	29th June 2007	2007/1890
Section 54 for all other purposes.	1st April 2008	2007/1890
Sections 60 to 63.	4th October 2004	2004/2380
Section 72	23rd July 2007	2007/2053
Section 73 and accordingly Schedule 7	23rd July 2007	2007/2053
Section 74 so far as it relates to Schedule 8, paragraphs 1 to 3 and 8.	31st March 2008	2007/2053
Section 75.	31st March 2008	2007/2053
Section 76.	23rd July 2007	2007/2053
Section 77 and accordingly Schedule 9.	23rd July 2007	2007/2053
Sections 78 to 83.	23rd July 2007	2007/2053

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 84 (and accordingly Schedule 10), 85 and 86	31st March 2008	2007/2053
Sections 87 to 90	23rd July 2007	2007/2053
Section 91 so far as it relates to Schedule 11, paragraph 3 to the extent that it inserts section 101B into the Road Traffic Regulation Act 1984(4)	23rd July 2007	2007/2053
Section 91 so far as it relates to Schedule 11, paragraphs 1, 2, 3 (except so far as it has not already been brought into force) 4, 5, 6, and 7.	31st March 2008	2007/2053
Sections 92 and 93	23rd July 2007	2007/2053
Section 94.	29th September 2006	2006/1736
Section 95.	4th October 2004	2004/2380
Section 96	29th June 2007	2007/1890
Section 97.	4th October 2004	2004/2380
Section 98 so far as it relates to Part 2 of Schedule 12 (and accordingly Part 2 of Schedule 12).	4th October 2004	2004/2380
Section 98 so far as it relates to the repeals of certain enactments specified in Part 1 of Schedule 12.	31st March 2008	2007/2053
In Schedule 8, paragraphs 1 to 3 and 8.	31st March 2008	2007/2053
In Schedule 11, paragraph 3 to the extent that it inserts section 101B into the Road Traffic Regulation Act 1984.	23rd July 2007	2007/2053
In Schedule 11, paragraphs 1, 2, 3(except so far as it has not already been brought into force) 4, 5, 6 and 7.	31st March 2008	2007/2053
In Schedule 12, Part 1 so far as it relates to the repeal of certain enactments.	31st March 2008	2007/2053
Section 71	1st October 2013	2013/2408

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(4) [1984 c.27.](#)