

## SCHEDULE 2

### Amendments to the Highways Act 1980

- 5.—(1) Section 105C is amended as follows.
- (2) In subsection (1)—
  - (a) in paragraph (a)—
    - (i) for “Secretary of State or a strategic highways company” substitute “project authority”;
    - (ii) for “105A(3)” substitute “105B”;
  - (b) in paragraph (b) for “Secretary of State or the strategic highways company, whichever is considering the project,” substitute “project authority”.
- (3) In subsection (2)—
  - (a) in the opening words for “Secretary of State or the strategic highways company” substitute “project authority”;
  - (b) in paragraph (a) for “him or the company” substitute “the authority”;
  - (c) in paragraphs (b) and (c) for “he or the company” substitute “the authority”.
- (4) In subsection (3), for “the determination referred to in section 105B(1)” substitute “the notice under section 105B(2)(b)”.
- (5) In subsection (4)—
  - (a) in the opening words, for “Secretary of State or the strategic highways company” substitute “project authority”;
  - (b) in paragraphs (a) and (c), for “he or the company” substitute “the authority”;
  - (c) in paragraph (b)—
    - (i) for “subsection (3A)” substitute “subsection (6)”;
    - (ii) for “subsection (3)” substitute “subsection (2)(b)”.
- (6) In subsection (5)—
  - (a) for the opening words substitute “The project authority must also”;
  - (b) in paragraph (a)—
    - (i) in the opening words, for “he or the company” substitute “the authority”;
    - (ii) for paragraph (i) substitute—

“(i) the consultation bodies, and”;
  - (c) in paragraph (b)—
    - (i) for “him and the company” substitute “the project authority”;
    - (ii) for “he and the company” substitute “the project authority”.
- (7) after subsection (6), insert—

“(6A) The consultations required under subsection (6)(a) may be carried out through an appropriate joint body (within the meaning of the Directive).”
- (8) Omit subsection (7).