



Transport (Scotland) Act 2005

2005 asp 12

PART 2

ROAD WORKS

Miscellaneous

22 Restriction on works following substantial road works

(1) In section 117 of the 1991 Act (restriction on works following substantial road works)

- (a) in subsection (1)—
 - (i) for “twelve months” there is substituted “such period”; and
 - (ii) at the end there is inserted “as may be prescribed.”;
- (b) in subsection (6), at the beginning of paragraph (b) there is inserted “if convicted of an offence under this subsection.”; and
- (c) at end there is inserted—

“(9) The Scottish Ministers may issue or approve for the purposes of this section a code of practice giving practical guidance as to the performance by road works authorities of their functions under this section; and in carrying out those functions a road works authority shall have regard to the code of practice.”.

(2) In section 114 of the 1991 Act (notice of starting date of works), in subsection (2), after “works” there is inserted “or in cases where the undertaker has been given notice under section 117(1)”.