

## SCHEDULES

### SCHEDULE 4

#### HIGHWAYS

#### PART 3

##### CONSTRUCTION AND MAINTENANCE OF HIGHWAYS

###### *Roads constructed as highways*

- 16 (1) This paragraph applies where under this Act the nominated undertaker constructs a road as a highway.
- (2) The resulting highway is created on the date on which the road is first open for public use.
- (3) For the purposes of sub-paragraph (2), the date on which the road is first open for public use is the date on which the resulting highway is taken to be first open for public use for the purposes of paragraph 17(2).
- (4) Where the resulting highway is a temporary highway, it ceases to be a highway on the day after the date on which the road is last open for public use.
- (5) For the purposes of sub-paragraph (4), the date on which the road is last open for public use is to be taken to be the date notified by the nominated undertaker, in accordance with sub-paragraph (6), to the highway authority as being the date on which the road is to be last open for public use.
- (6) The notification must be given to the highway authority by the nominated undertaker at least 28 days before the date on which the road is to be last open for public use.

**Changes to legislation:**

There are currently no known outstanding effects for the High Speed Rail (West Midlands - Crewe) Act 2021, Cross Heading: Roads constructed as highways.