



# Public Utilities Street Works Act 1950 <sup>F1</sup>(repealed 1.1.1993)

## CHAPTER 39

### PUBLIC UTILITIES STREET WORKS ACT 1950 (REPEALED 1.1.1993)

#### PART I

##### THE STREET WORKS CODE

###### *Preliminary*

- 1 Purposes of the street works code, and works the execution of which is to be regulated thereby.
- 2 Parties to proceedings under the street works code.

###### *The street works code*

- 3 Settlement of a plan and section to be a condition of execution of major works.
- 4 Procedure as to plans and sections, etc.: general provisions.
- 5 Procedure as to plans and sections, etc.: provisions as to works in controlled land.
- 6 Works not to be begun until after notice to authorities and managers concerned.
- 7 Requirements as to mode of executing major works, and as to reinstatement.
- 8 Requirements as to safety, obstruction, etc., to be observed in execution of works.
- 9 Protection for street managers of a street which is prospectively a maintainable highway.

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- 10 Protection for transport authorities (right to execute works and to be paid cost thereof).
- 11 Protection for transport authorities (special precautions in execution of certain works).
- 12 Protection for sewer authorities.
- 13 Protection for managers of sewers, drains or tunnels not being public sewers.
- 14 Provision as to default in removing apparatus placed temporarily.

*Transition to the street works code and exclusion of other regulative provisions*

- 15 Time for taking effect of the street works code, and exclusion of other statutory provisions.
- 16 Agreements inconsistent with the street works code to be invalid.

*Provisions relating to code-regulated works: consents, liability of undertakers for damage, etc., and minor amendments*

- 17 Exclusion or restriction of requirements of consent as to certain code-regulated works.
- 18 Liabilities of undertakers to street and bridge authorities or managers.
- 19 Liabilities of undertakers to transport authorities.
- 20 Amendments consequential on enactment of the street works code.

**PART II**

CODE TO HAVE EFFECT WHERE APPARATUS IS  
AFFECTED BY ROAD, BRIDGE OR TRANSPORT WORKS

*Cases in which the code in this Part of this Act is to have effect*

- 21 Cases in which the code in this Part is to have effect.
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*The code in this Part of this Act*

- 22 Undertakers' right to payment for works made necessary by, and obligation to facilitate, road, etc. works.
- 23 Limitations on undertakers' right to payment for works, and county contribution towards such a payment.

*Transition to the code in this Part of this Act and exclusion of other regulative provisions*

- 24 Time for taking effect of the code in this Part, and exclusion of other statutory provisions.
- 25 Agreements inconsistent with the code in this Part to be invalid.

**PART III**

MISCELLANEOUS

*Requirements as to undertakers' works which are likely to affect other undertakers' apparatus*

- 26 Requirements as to undertakers' works which are likely to affect other undertakers' apparatus.

*Provisions relating to closing of roads for works*

- 27 Power to prohibit or restrict traffic on ground of execution of works, and liability of undertakers for cost of use of alternative route.
- 28 Restriction on breaking up by undertakers of maintainable highways recently closed or re-surfaced.

*Storage of equipment at side of road*

- 29 Storage of equipment at side of road.

**PART IV**

GENERAL

*Provisions as to enforcement, and other general provisions*

- 30 Provisions as to enforcement.
- 31 Arbitration.
- 32 Provisions against duplication of compensation, etc.
- 33 Financial provisions.
- 34 Notices, etc., and reckoning of periods.

*Application to London and to Scotland*

- 35 Application to London.
- 36 Application to Scotland.

*Interpretation*

- 37 References to property held or used for transport undertakings, and to powers for railway or tramway purposes.
- 38 References to powers to execute works in streets, to bridges, and to service pipes and lines.
- 39 Definitions.

*Short title and extent*

- 40 Short title and extent.

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**SCHEDULES**

**FIRST SCHEDULE** — Definition of “Controlled Land”, and provisions as to authorisation of works therein

*Definition of “Controlled Land”*

- 1 (1) In this Act the expression “controlled land” means land...

*Provisions as to authorisation of execution of works in controlled land*

- 2 The streetroads authority for any such streetroad as is mentioned...
- 3 An authorisation given under this Schedule shall be irrevocable, and,...
- 4 Before giving an authorisation under this Schedule the streetroads authority...
- 5 (1) Undertakers proposing to begin the execution of code-regulated works...

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- 6 (1) In respect of— (a) any diminution of the value...  
 7 (1) Undertakers to whom an authorisation is given under this...

*Provision for case of controlled land ceasing to be  
 such after authorisation of execution of works therein*

- 8 (1) If at any time after an authorisation has been...

SECOND — Declarations Designating Streets as Prospectively Maintainable  
 SCHEDULE highways

- 1 Where the local highway authority are satisfied as to any...  
 2 A declaration made under this Schedule shall be a local...

Second Schedule — Declarations Designating Roads as Prospective Public Roads

- 1 Subject to paragraph 2 below, where a local roads authority...  
 2 A declaration under paragraph 1 above shall not be made...  
 3 Each local roads authority shall keep a register in which...

THIRD SCHEDULE — Reinstatement and Making Good by Street Authority or Street  
 Managers after Execution of Undertakers' Works

- 1 (1) In any case in which undertakers are under obligation...  
 2 (1) In case of such an election as aforesaid, the...  
 3 The undertakers shall be under obligation (in accordance with the...  
 4 (1) The electing authority or managers shall be under obligation...  
 5 (1) The electing authority or managers shall begin their permanent...  
 6 (1) The duty to secure observance of the requirements of...  
 7 Nothing in this Schedule shall affect the provisions of section...

FOURTH SCHEDULE — Supplementary Provisions of the Code in Part II of this Act  
 Part I — SETTLEMENT OF SPECIFICATION OF WORKS AND MEASURES  
 TO BE TREATED AS RENDERED NECESSARY UNDER THE CODE IN  
 PART II

- 1 (1) The provisions of Part I of this Schedule shall...

*Settlement of specification at the instance of the undertakers*

- 2 (1) Where the execution of any authority's works is intended,...  
 3 If any undertakers entitled to notice from the authority under...  
 4 When any undertakers entitled as aforesaid have duly given a...  
 5 Except as regards emergency works, the authority's works shall not...  
 6 If any authority's works, other than emergency works, are begun...

*Settlement of specification at the instance of the promoting authority*

- 7 (1) If a promoting authority desire to claim that any...

Part II — MODIFICATIONS OF THE CODE IN PART II OF THIS ACT TO  
 APPLY WHERE TWO OR MORE OPERATIONS BEING AUTHORITY'S  
 WORKS ARE EXECUTED ON THE SAME OCCASION

- 8 (1) Where two or more operations each being authority's works...  
 9 (1) In relation to authority's works constituted by such operations...  
 10 The authorities executing such operations as aforesaid may,  
 notwithstanding anything...  
 11 Subsection (2) of section twenty-three of this Act (as to...

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FIFTH SCHEDULE — Consequential Modifications of Public General Enactments

SIXTH SCHEDULE — Powers for Consequential Modification of Special Enactments,  
and for Savings as to Certain Protections and Consent  
Requirements

Part I — POWERS

*Power to provide for consequential modification of special enactments*

- 1 (1) If it appears to the Minister that uncertainty or...

*Power for saving certain existing protections*

- 2 (1) If it appears to the Minister that, by the...

*Powers for savings as to certain consent requirements*

- 3 The Minister may, subject to the provisions of Part II...

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Part II — PROCEDURE FOR MAKING ORDERS UNDER THIS SCHEDULE

- 5 Where the Minister proposes to make an order under this...

- 6 Not later than the day on which the said notice...

- 7 If any objection to the proposed order is received by...

- 8 Subsections (2) to (5) of section 250 of the Local...

- 9 After considering any objections to the order which are not...

- 10 If any objection is duly made by any authority, body...

Table — PARTIES TO BE FURNISHED WITH COPIES OF DRAFTS OF ORDERS  
UNDER THIS SCHEDULE

- (i) In the case of an order under paragraph 1 for...
- (ii) In the case of an order under paragraph 1 for...
- (iii) In the case of an order under paragraph 1 for...
- (iv) In the case of an order under paragraph 2 relating...
- (v) In the case of an order under paragraph 3 or...

SEVENTH — Application to London  
SCHEDULE

- 1 Section one of this Act shall not apply—  
2—4 .....  
5 .....  
6 For the purposes of the operation of the Third Schedule...  
7 (1) .....  
8 (1) Undertakers shall not, in the execution of any code-regulated...  
9 .....

**Changes to legislation:**

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