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SCOTTISH STATUTORY INSTRUMENTS

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**2008 No. 244**

**ROADS AND BRIDGES**

**The Road Works (Fixed Penalty) (Scotland) Regulations 2008**

<i>Made</i>	- - - -	<i>11th June 2008</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>12th June 2008</i>
<i>Coming into force</i>	- -	<i>1st October 2008</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 108(5) and 156(1) and (2) of, and paragraphs 2, 4(1), 5(2), 12(2) and 13(2) and (3) of Schedule 6B to, the New Roads and Street Works Act 1991(1) and all other powers enabling them to do so.

In accordance with section 163A of that Act(2) they have consulted with such—

- (a) persons considered by them to be representative of the interests of undertakers;
- (b) road works authorities; and
- (c) other persons,

as they think appropriate.

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(1) 1991 c. 22 (“the 1991 Act”). Schedule 6B was inserted by the [Transport \(Scotland\) Act 2005 \(asp 12\)](#) (“the 2005 Act”), section 34 and schedule 5. See section 163(1) of the 1991 Act for the definition of “prescribed”. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(2) Section 163A was inserted by section 39 of the 2005 Act.