



London Local Authorities and Transport for London Act 2008

2008 CHAPTER iii

PART 3

ROAD TRAFFIC AND HIGHWAYS

11 Removal of abandoned apparatus etc. from streets

- (1) If, in the opinion of the relevant street authority—
 - (a) apparatus in a street is not, or is no longer, used for the purposes of the undertaking for which it was provided and there is no reasonable likelihood that it will be so used; and
 - (b) the apparatus is causing a nuisance or is detrimental to the amenity of the area in which it is located,the relevant street authority may serve a notice under this section upon the owner of the apparatus.
- (2) If, after reasonable enquiry, the relevant street authority have been unable to ascertain the name and address of the owner, they may affix a notice under this section to the apparatus.
- (3) A notice under this section is a notice requiring, within such reasonable time (not being less than 28 days) as may be specified in the notice, the owner of the apparatus to remove the apparatus.
- (4) The sections of the Public Health Act 1936 (c. 49) mentioned in Schedule 1 to this Act shall have effect as if references in those sections to that Act included references to this section.
- (5) The period within which the owner of apparatus must comply with the requirements of a notice served under subsection (1) above may be extended with the agreement of the council.
- (6) In this section—

Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.

“apparatus” means any apparatus placed in a street (but does not include apparatus placed wholly under a street) and includes any structure for housing any apparatus or for gaining access to apparatus;

“relevant street authority” means—

- (a) the borough council, as respects roads for which they are the street authority;
- (b) Transport for London, as respects roads for which they are the street authority,

under Part III of the New Roads and Street Works Act 1991 (c. 22);

“street” has the same meaning as in Part III of the New Roads and Street Works Act 1991.