



# Infrastructure Act 2015

## 2015 CHAPTER 7

### PART 1

#### STRATEGIC HIGHWAYS COMPANIES

##### *Supplemental and general*

#### **18 Transfer of additional functions**

- (1) The Secretary of State may by regulations provide that a transferable function of the Secretary of State, other than an excluded function, is transferred to a strategic highways company.
- (2) A transferable function is a function under any enactment which relates to—
  - (a) highways, or
  - (b) planning.
- (3) An excluded function is a function which—
  - (a) is exercisable by statutory instrument;
  - (b) relates to giving consent (however expressed) to the proposed exercise of a function by any other—
    - (i) highway authority (within the meaning of the Highways Act 1980);
    - (ii) traffic authority (within the meaning of the Road Traffic Regulation Act 1984).
- (4) Regulations under this section may provide for the function to be exercisable—
  - (a) concurrently with the Secretary of State;
  - (b) only with the consent of the Secretary of State;
  - (c) subject to such other conditions as the Secretary of State considers appropriate.

- (5) Regulations under this section may amend, repeal, revoke or otherwise modify the application of any enactment (but, in the case of an Act, only if the Act was passed before the end of the Session in which this Act is passed).

## **19 Consequential and transitional provision etc**

- (1) The Secretary of State may by regulations make—
- (a) consequential, supplementary or incidental provision, or
  - (b) transitional or transitory provision or savings,
- in connection with an order under section 1 or any other provision made by or under this Part.
- (2) Regulations under this section may amend, repeal, revoke or otherwise modify the application of any enactment (but, in the case of an Act, only if the Act was passed before the end of the Session in which this Act is passed).

## **20 Interpretation of Part 1**

In this Part—

“enactment” includes an enactment comprised in subordinate legislation within the meaning of the Interpretation Act 1978;

“highway” has the same meaning as in the Highways Act 1980;

“local highway authority” has the same meaning as in that Act;

“users of highways” includes cyclists and pedestrians.