

SCHEDULE

Article 2

*Road Traffic Regulation Act 1984 (c. 27)*

1.—(1) Section 121A(1) of the Road Traffic Regulation Act 1984 (traffic authorities) is amended as follows.

(2) In subsection (1)–

(a) “(a)”; and

(b) paragraph (b)(2) and the word “and” preceding it, shall cease to have effect.

(3) After subsection (1) there is inserted–

“(1AA) The roads authority (as defined in section 151(1) of the Roads (Scotland) Act 1984(3)) is the traffic authority for every road in Scotland.”.

(4) Subsections (1A)(4) and (4) shall cease to have effect.

(5) In subsection (5)–

(a) after “than” there is inserted–

“(a) in relation to England and Wales,”; and

(b) at the end there is inserted–

“; or

(b) in relation to Scotland, the Secretary of State or the Scottish Ministers.”.

*Roads (Scotland) Act 1984 (c. 54)*

2.—(1) In section 151(1) of the Roads (Scotland) Act 1984 (interpretation), paragraph (b) of the definition of “roads authority” is amended as follows.

(2) At the beginning there is inserted “as respects functions relating to the matters reserved by paragraph (c) of Section E1 of Part II of Schedule 5 to the Scotland Act 1998 and exercisable”.

(3) After “State”, in the first place where it occurs, there is inserted “and as respects any other functions exercisable in relation to any such roads, the Scottish Ministers”.

(4) After “shall” there is inserted “, where the authority is the Secretary of State,”.

(5) For “the Secretary of State”, in the second place where it occurs, there is substituted “him”.

(1) Section 121A was inserted by the New Roads and Street Works Act 1991, Schedule 8, paragraph 70.

(2) Paragraph (b) was substituted by the Scotland Act (Consequential Modifications) (No. 2) Order 1999 (S.I.1999/1820), Schedule 2, paragraph 73.

(3) 1984 c. 54.

(4) Subsection (1A) was inserted by S.I. 1999/1820, Schedule 2, paragraph 73