
STATUTORY INSTRUMENTS

2023 No. 1432

The York and North Yorkshire Combined Authority Order 2023

PART 5

Transport

Apparatus affected by highway, bridge or transport works

19.—(1) The functions of the constituent councils as highway authorities specified in the following enactments are exercisable by the Combined Authority in relation to the Area—

- (a) sections 83, 84 and 85 of the 1991 Act⁽¹⁾; and
- (b) the 2000 Regulations.

(2) The functions mentioned in paragraph (1) are exercisable by the Combined Authority concurrently with the constituent councils.

(3) The 2000 Regulations apply in relation to the sharing of costs of diversionary works between the Combined Authority and undertakers as they apply in relation to the sharing of costs of diversionary works between a constituent council and undertakers.

(4) For the purposes of paragraph (3), references in the 2000 Regulations to an authority are to be read as including references to the Combined Authority.

(5) In this article—

- (a) “the 1991 Act” means the New Roads and Street Works Act 1991⁽²⁾;
- (b) “the 2000 Regulations” means the Street Works (Sharing of Costs of Works) (England) Regulations 2000⁽³⁾;
- (c) “diversionary works” has the meaning given by regulation 2(1) of the 2000 Regulations; and
- (d) “undertaker” has the same meaning as in sections 48(4) and (5) (streets, street works and undertakers) and 89(4) (public sewers, sewer authorities and related matters) of the 1991 Act⁽⁴⁾.

(6) Any exercise of the functions conferred by paragraph (1) requires the consent of each constituent council in whose area it is proposed that the functions are to be exercised.

Commencement Information

II Art. 19 in force at 20.12.2023, see [art. 1\(2\)](#)

(1) Section 83 was amended by section 40 of, and Schedule 1 to the Traffic Management Act 2004 (c. 18).

(2) 1991 c. 22.

(3) S.I. 2000/3314.

(4) Section 48 was amended by section 124 of the Local Transport Act 2008 (c. 26) and section 89 was amended by Schedule 1 to the Water Consolidation (Consequential Provisions) Act 1991 (c. 60) and section 57 of the Traffic Management Act 2004.

Changes to legislation: There are currently no known outstanding effects for the The York and North Yorkshire Combined Authority Order 2023, Section 19. (See end of Document for details)

Changes to legislation:

There are currently no known outstanding effects for the The York and North Yorkshire Combined Authority Order 2023, Section 19.