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STATUTORY INSTRUMENTS

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**1991 No. 2288 (C. 70)**

**HIGHWAYS, ENGLAND AND WALES**

The New Roads and Street Works Act  
1991 (Commencement No. 1) Order 1991

Made - - - - 15th October 1991

The Secretary of State for Transport, in exercise of the powers conferred by section 170 of the New Roads and Street Works Act 1991(1) and of all other enabling powers, hereby makes the following Order:—

1. This Order may be cited as the New Roads and Street Works Act 1991 (Commencement No. 1) Order 1991.
2. In this Order, “the Act” means the New Roads and Street Works Act 1991.
3. The 1st November 1991 is hereby appointed as the day on which the provisions of the Act specified in Column 1 of the Schedule to this Order come into force to the extent specified in Column 2 of the said Schedule.

15th October 1991

*Malcolm Rifkind*  
Secretary of State for Transport

**Status:** This is the original version (as it was originally made).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

## SCHEDULE

Provisions of the New Roads and Street Works Act 1991 which come into force on 1 November 1991.

Column 1 Provisions of the Act	Column 2 Extent of coming into force
Part I	The whole
Section 166(1)	So far as it relates to England and Wales
Section 167(1), (2), (3) and (6)	So far as they relate to England and Wales
Section 168	So far as it relates to the provisions of Schedules 8 and 9 mentioned below.
Section 169(1), 170 and 171	The whole
Schedule 8, Part II	So far as it relates to England and Wales
Schedule 8, Part IV, paragraph 98	So far as it relates to Part I of the Act
Schedule 8, Part IV paragraphs 99(3)(a), 107, 112, 116, 118(1) and (2), 121(4) and 126(1) and (2)	The whole
Schedule 8, Part IV paragraphs 99(1) and (2), 117 and 121(1) and (3)	So far as they relate to England and Wales
Schedule 9	
The repeals of provisions in the Road Traffic Regulation Act 1984 <sup>(2)</sup> , the Transport Act 1985 <sup>(3)</sup> , the Road Traffic Offenders Act 1988 <sup>(4)</sup> and the Environmental Protection Act 1990 <sup>(5)</sup>	So far as they relate to England and Wales
The repeal of provisions in Schedule 5 to the Local Government Act 1985 <sup>(6)</sup> .	The whole

## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force on 1st November 1991 the provisions of the New Roads and Street Works Act 1991 which are specified in the Schedule to the order. Those provisions relate to—

- (a) concession agreements, namely agreements entered into by a highway authority under which a person in return for undertaking obligations in respect of a road is appointed to

(2) 1984 c. 27.  
(3) 1985 c. 67.  
(4) 1988 c. 53.  
(5) 1990 c. 43.  
(6) 1985 c. 51.

- enjoy the right (conferred or to be conferred by a toll order) to charge tolls in respect of the use of the road (section 1 to 5 and Schedule 1);
- (b) toll orders, and the collection of tolls under those orders (sections 6 to 17 and Schedule 2);
  - (c) environmental assessments of projects involving special roads (section 19), classification of traffic for the purposes of special roads (section 20), the adoption of privately constructed roads (section 22), substituting for section 278 of the Highways Act 1980 (c. 66) a new section of the same number which extends the scope and application of the old section (section 23);
  - (d) matters incidental to those mentioned above (sections 18, 21, 24, 25, 26 and 168 and parts of sections 166, 167 and 169 and Schedules 8 and 9); and
  - (e) commencement (section 170) and citation (section 171).