



Glasgow Commonwealth Games Act 2008

2008 asp 4

Transport

40 Power to direct councils to regulate road use for Games purposes

- (1) Ministers may direct a council to make, vary or revoke a traffic regulation instrument where they consider such action to be necessary for any of the purposes mentioned in section 38(1).
- (2) A direction may be made only if—
 - (a) the Organising Committee has notified Ministers that it considers that the council should take the directed action, and
 - (b) the council has failed to take that action within 7 days of being asked by Ministers to do so.
- (3) Subsection (2) need not be complied with where—
 - (a) Ministers consider that action must be taken without delay in order to ensure that the Games transport plan is implemented properly, and
 - (b) the direction narrates that fact.
- (4) If a council fails to comply with a direction—
 - (a) Ministers may take the directed action in place of the council, and
 - (b) such action is to be deemed to have been taken by the council.
- (5) Ministers may recover the cost of so acting from the council.
- (6) A “traffic regulation instrument” means any—
 - (a) Games traffic regulation order, or
 - (b) other order, regulations, notice or instrument regulating road use, which the council concerned has power to make.