

Changes to legislation: There are currently no known outstanding effects for the Transport (Scotland) Act 2019, PART 2. (See end of Document for details)

SCHEDULE
MINOR AND CONSEQUENTIAL AMENDMENTS AND REPEALS

PART 2

ROAD WORKS

Roads (Scotland) Act 1984

- 5 (1) The Roads (Scotland) Act 1984 is amended as follows.
- (2) In section 56(1) (control of works and excavations)—
- (a) the words “Subject to section 61 of this Act and” are repealed,
 - (b) the word “other” is repealed.
- (3) In section 57 (dangerous works)—
- (a) in subsection (2), the words “or 61” are repealed,
 - (b) in subsection (3), the words “or 61(1)” are repealed,
 - (c) in subsection (4), for “sections 56 and 61” substitute “ section 56 ”.
- (4) In section 61A (charge for occupation of road), in subsection (2), the entry for section 61 is repealed.

Commencement Information

II [Sch. para. 5](#) in force at 10.1.2022 by [S.S.I. 2021/428](#), [reg. 2](#), [sch.](#)

New Roads and Street Works Act 1991

- 6 (1) The New Roads and Street Works Act 1991 is amended as follows.
- (2) In section 112B (duty to enter certain information in the Scottish Road Works Register), in subsection (7), paragraph (d) is repealed.
- (3) In section 117 (restrictions on works following substantial road works), in subsection (1), for the words from “during” to the end of the first sentence, substitute “ for such period following the completion of those works as may be prescribed. ”.
- (4) In section 118 (general duty of road works authority to co-ordinate works), subsection (5) is repealed.
- (5) In section 119 (general duty of undertakers to co-operate), in subsection (2A)—
- (a) paragraph (a), together with the “and” immediately following it, is repealed, and
 - (b) the closing words are repealed.
- (6) In section 120 (protected roads), in subsection (2)(b), the words “or section 61 of the Roads (Scotland) Act 1984 (permission to place and maintain apparatus under a road)” are repealed.
- (7) Sections 132A to 132E and section 137A are repealed.

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- (8) In section 155 (recovery of costs or expenses), in subsection (3), the words “or 137A (contributions to costs of resurfacing by undertakers)” are repealed.
- (9) In section 161(6) (effect of Part IV on other enactments or instruments), the words “Except as mentioned in section 138(6),” are repealed.
- (10) In section 165 (index of defined expressions), after the entry for “the Commissioner”, insert—

“compliance notice	section 153A(2)
compliance period	section 153C(1)(d)”.

Commencement Information

- I2** Sch. para. 6(1)(2)(6)(7)(8) in force at 10.1.2022 by S.S.I. 2021/428, reg. 2, **sch.**
- I3** Sch. para. 6(3) in force at 25.1.2023 by S.S.I. 2022/332, reg. 2, **sch.**

Transport (Scotland) Act 2005

- 7 (1) The Transport (Scotland) Act 2005 is amended as follows.
- (2) In section 22(1), paragraph (a) is repealed.
- (3) Sections 30, 31 and 32 are repealed.
- (4) In section 53 (interpretation), in subsection (2)—
- (a) before the definition of “the Commissioner”, insert—
- ““authorised person” has the meaning given in section 18A(1),”
- (b) after the definition of “the Commissioner”, insert—
- ““the 1984 Act” means the Roads (Scotland) Act 1984,”.

Commencement Information

- I4** Sch. paras. 7(1)(3) in force at 10.1.2022 by S.S.I. 2021/428, reg. 2, **sch.**
- I5** Sch. para. 7(2) in force at 22.9.2023 by S.S.I. 2023/250, **sch.**

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