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## STATUTORY INSTRUMENTS

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### 2007 No. 287

## The Street Works (Amendment) (Northern Ireland) Order 2007

PROSPECTIVE

### *Registers and records*

#### **The street works register**

- 4.—(1) Article 13 of the 1995 Order (the street works register) is amended as follows.
- (2) In paragraph (1)—
- (a) after “respect to” (in the second place they appear) there is inserted “ (a) ”; and
  - (b) at the end there is added “; and
    - (b) such descriptions of—
      - (i) apparatus placed, or proposed to be placed, in the street,
      - (ii) builders' skips (within the meaning of Article 96 of the Roads Order), or of building materials, rubbish or other things deposited, or proposed to be deposited, in the street; or
      - (iii) scaffolding or other structures which are erected, or proposed to be erected, in the street,
- as may be prescribed.”.

#### **Duty to inspect records**

- 5.—(1) After Article 13 of the 1995 Order (the street works register) there is inserted—

##### **“Duty to inspect records**

**13A.**—(1) The Department may make provision by regulations requiring an undertaker proposing to execute street works of a prescribed description to inspect prescribed statutory records before commencing the street works.

(2) The regulations may provide for the manner in which an inspection of any statutory records is to be carried out.

(3) The regulations may prescribe evidence which may be relied on by the undertaker to demonstrate that he has carried out an inspection required by the regulations.

(4) The regulations may in particular require the undertaker—

- (a) to be in possession of prescribed evidence before commencing the street works; and
- (b) to produce, in such manner as may be prescribed, prescribed evidence to the street authority either at the request of the authority or at or by such time as may be prescribed.

(5) The regulations may provide for the cases or circumstances in which a requirement under paragraph (1) or (4) does or does not apply.

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*Status: This version of this part contains provisions that are prospective.*

*Changes to legislation: There are currently no known outstanding effects for the The Street Works (Amendment) (Northern Ireland) Order 2007, Registers and records. (See end of Document for details)*

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(6) The regulations may create a summary offence, punishable with a fine not exceeding level 5 on the standard scale, in respect of any contravention by an undertaker of a requirement of the regulations.

(7) In this Article “statutory record” means any register or other record kept in pursuance of a requirement imposed by—

- (a) a statutory provision; or
- (b) a licence or other instrument having effect under or by virtue of a statutory provision.”.

**Status:**

This version of this part contains provisions that are prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the The Street Works (Amendment) (Northern Ireland) Order 2007, Registers and records.