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SCHEDULES

SCHEDULE 14

AMENDMENT OF ENACTMENTS RELATING TO ROADS

The Trunk Roads Act 1936

- 39 In section 12 (application to Scotland)—
- (a) in subsection (2)(a), for the words " large burgh as defined in the Local Government (Scotland) Act 1929 " there shall be substituted the words " local highway authority " and in the proviso, the words " subsection (2) of section 3 and " shall cease to have effect and for the word " burgh " there shall be substituted the words " regional or district council ";
 - (b) in subsection (2)(b), for the words from " the maintenance " to " 1929 " there shall be substituted the words " which the local highway authority ";
 - (c) in subsection (2)(c), for the words " county or town council " there shall be substituted the words " local highway authority ";
 - (d) in subsection (5), for the words " town council" there shall be substituted the words " local authority ";
 - (e) in subsection (8), for any reference to a local authority there shall be substituted a reference to a local highway authority ;
 - (f) in subsection (9), for the words "council of the county or large burgh " there shall be substituted the words " regional council for the area " and the proviso shall cease to have effect;
 - (g) in subsection (10), for the substituted subsection (1) there shall be substituted the following subsection—
 - “(1) The Minister may by agreement with the local highway authority delegate to that authority all or any of his functions (including functions under the enactments mentioned in Part I of Schedule 3 to this Act) with respect to the maintenance, repair and improvement of, and other dealing with—
 - (a) a trunk road within the area of the local highway authority ;
 - or
 - (b) a trunk road within the area of another local highway authority if the council thereof consent.
- For the purposes of this subsection any reference to a trunk road shall include a reference to land acquired by the Minister under this Act which does not form part of a trunk road.”;
- (h) for subsection (12) there shall be substituted the following subsection—
 - “(12) Any power conferred by any enactment on a local highway authority to delegate functions to any other authority shall, as regards functions delegated to or vested in a local highway

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authority by or under this Act, be exercisable with the consent of the Secretary of State but not otherwise.”