



Road Traffic Regulation Act 1984

1984 CHAPTER 27

PART V

TRAFFIC SIGNS

General provisions

70 Default powers of Secretary of State as to traffic signs.

- (1) If [^{F1}a strategic highways company,] a [^{F2}local traffic authority] or an authority to whom section 68 of this Act applies fail to comply with any direction given under section 65(2) or section 69 of this Act, the [^{F3}national authority] may ^{F4}... carry out the work required by the direction; and the expenses incurred ^{F5}... in doing so shall be recoverable by [^{F6}the national authority] from [^{F7}the company or] the authority [^{F8}that failed to comply with the direction] , and, in England or Wales, shall be so recoverable summarily as a civil debt.
- (2) Any such direction—
- if relating to a road in England or Wales, shall be enforceable on the application of the Secretary of State by an order of mandamus; or
 - if relating to a road in Scotland, shall be enforceable by order of the Court of Session on an application by the Lord Advocate under section 91 of the ^{M1}Court of Session Act 1868.
- [^{F9}(3) In England, where subsection (1) applies in respect of non-compliance with a direction by a traffic authority other than a strategic highways company—
- a strategic highways company may carry out the work required by the direction with the consent of the Secretary of State, and
 - the expenses incurred by the company in doing so are recoverable by the company from the authority summarily as a civil debt.]

Changes to legislation: There are currently no known outstanding effects for the Road Traffic Regulation Act 1984, Section 70. (See end of Document for details)

Textual Amendments

- F1** Words in s. 70(1) inserted (5.3.2015) by [Infrastructure Act 2015 \(c. 7\)](#), s. 57(1), [Sch. 1 para. 84\(2\)\(a\)](#); [S.I. 2015/481](#), [reg. 2\(a\)](#)
- F2** Words in s. 70(1) substituted by [New Roads and Street Works Act 1991 \(c. 22, SIF 59, 108\)](#), ss. 168(1), [Sch. 8 para.53](#); which substitution is in force for Scotland only by [S.I. 1991/2286](#), [art. 2\(2\)](#), [Sch. 2](#) and for England and Wales only by [S.I. 1991/2288](#), [art. 3](#), [Sch.](#)
- F3** Words in s. 70(1) substituted (23.5.2016) by [Scotland Act 2016 \(c. 11\)](#), [ss. 41\(11\)\(a\)](#), 72(7) (with [Sch. 2 paras. 34\(2\), 35\(2\)](#))
- F4** Word in s. 70(1) omitted (23.5.2016) by virtue of [Scotland Act 2016 \(c. 11\)](#), [ss. 41\(11\)\(b\)](#), 72(7) (with [Sch. 2 paras. 34\(2\), 35\(2\)](#))
- F5** Words in s. 70(1) omitted (23.5.2016) by virtue of [Scotland Act 2016 \(c. 11\)](#), [ss. 41\(11\)\(c\)](#), 72(7) (with [Sch. 2 paras. 34\(2\), 35\(2\)](#))
- F6** Words in s. 70(1) substituted (23.5.2016) by [Scotland Act 2016 \(c. 11\)](#), [ss. 41\(11\)\(d\)](#), 72(7) (with [Sch. 2 paras. 34\(2\), 35\(2\)](#))
- F7** Words in s. 70(1) inserted (5.3.2015) by [Infrastructure Act 2015 \(c. 7\)](#), s. 57(1), [Sch. 1 para. 84\(2\)\(b\)](#); [S.I. 2015/481](#), [reg. 2\(a\)](#)
- F8** Words in s. 70(1) inserted (23.5.2016) by [Scotland Act 2016 \(c. 11\)](#), [ss. 41\(11\)\(e\)](#), 72(7) (with [Sch. 2 paras. 34\(2\), 35\(2\)](#))
- F9** S. 70(3) inserted (5.3.2015) by [Infrastructure Act 2015 \(c. 7\)](#), s. 57(1), [Sch. 1 para. 84\(3\)](#); [S.I. 2015/481](#), [reg. 2\(a\)](#)

Modifications etc. (not altering text)

- C1** S. 70: transfer of functions (6.5.1999) by [S.I. 1999/901](#), [art. 5](#), [Sch.](#)
- C2** S. 70(1): transfer of functions (1.7.1999) by [S.I. 1999/1750](#), [art. 2](#), [Sch. 1](#); [S.I. 1998/3178](#), [art. 3](#)

Marginal Citations

- M1** 1868 c. 100(36:).

Changes to legislation:

There are currently no known outstanding effects for the Road Traffic Regulation Act 1984, Section 70.