
STATUTORY INSTRUMENTS

2005 No. 3523

TRANSPORT AND WORKS, ENGLAND
TRANSPORT, ENGLAND

The Cambridgeshire Guided Busway Order 2005

Made - - - - 21st December 2005

Coming into force 11th January 2006

THE CAMBRIDGESHIRE GUIDED BUSWAY ORDER 2005

PART 1

PRELIMINARY

1. Citation and commencement
2. Interpretation
3. Application of the New Roads and Street Works Act 1991

PART 2

WORKS PROVISIONS

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4. Power to construct and maintain works
5. Power to deviate

Streets

6. Power to alter layout of streets
7. Power to keep apparatus in streets
8. Power to execute street works
9. Rights of way over access tracks
10. Construction of new and stopping up of existing paths or streets
11. Construction and maintenance of new or altered paths or streets
12. Temporary stopping-up of paths or streets
13. Access to works
14. Agreements with street authorities

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15. Level crossings

Supplemental

16. Temporary closure of part of Great Ouse
17. Discharge of water
18. Supplementary powers
19. Power to survey and investigate land
20. Restriction on apparatus
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PART 3

ACQUISITION AND POSSESSION OF LAND

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22. Power to acquire land
23. Application of Part I of Compulsory Purchase Act 1965
24. Application of Compulsory Purchase (Vesting Declarations) Act 1981
25. Powers to acquire new rights
26. Powers to acquire subsoil only
27. Rights under or over streets

Temporary possession of land

28. Temporary use of land for construction of works
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Compensation

30. Disregard of certain interests and improvements

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31. Acquisition of part of certain properties
32. Extinction or suspension of private rights of way
33. Time limit for exercise of powers of acquisition

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OPERATION OF BUSWAY SYSTEM

34. Power to operate and use busway system
35. Power to charge fares
36. Registration of busway services
37. Substitute road services
38. As to quality partnership schemes
39. Maintenance of approved works, etc.
40. Removal of obstructions

41. Traffic signs
42. Traffic regulation
43. Power to lop or fell trees overhanging busway system
44. Trespass on busway system
45. Power to make byelaws
46. Power to contract for police services
47. Power of disposal, agreements for operation, etc.
48. Application of landlord and tenant law
49. Town and country planning: statutory undertakers

PART 5

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SCHEDULES

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SCHEDULE 2 — ACQUISITION OF CERTAIN LAND

SCHEDULE 3 — STREETS SUBJECT TO ALTERATION OF LAYOUT

SCHEDULE 4 — PATHS AND STREETS TO BE STOPPED UP AND PROVISION OF SUBSTITUTES

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SCHEDULE 6 — HIGHWAYS TO BE CROSSED ON THE LEVEL

SCHEDULE 7 — MODIFICATION OF COMPENSATION AND COMPULSORY PURCHASE ENACTMENTS FOR CREATION OF NEW RIGHTS

1. The enactments for the time being in force with respect...
2. (1) Without prejudice to the generality of paragraph 1, the...

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Adaptation of the 1965 Act

3. (1) The 1965 Act shall have effect with the modifications...
4. For section 7 of the 1965 Act (measure of compensation)...
5. For section 8 of the 1965 Act (provisions as to...
6. The following provisions of the 1965 Act (which state the...
7. Section 11 of the 1965 Act (powers of entry) shall...
8. Section 20 of the 1965 Act (protection for interests of...
9. Section 22 of the 1965 Act (protection of acquiring authority's...

SCHEDULE 8 — LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

SCHEDULE 9 — TRAFFIC REGULATION ORDERS

- PART 1 — PROHIBITION AND RESTRICTIONS OF STOPPING AND WAITING
- PART 2 — BUS AND CYCLE LANES
- PART 3 — PROHIBITION ON TURNING
- PART 4 — PROHIBITION OF DRIVING
- PART 5 — PARKING PLACES

SCHEDULE 10 — PROVISIONS RELATING TO STATUTORY UNDERTAKERS, ETC.

Apparatus of statutory undertakers, etc., on land acquired

1. (1) Sections 271 to 274 of the 1990 Act (power...

Apparatus of statutory undertakers, etc., in stopped up streets

2. (2) Where a street is stopped up under article 11...

SCHEDULE 11 — PROTECTIVE PROVISIONS

PART 1 — FOR PROTECTION OF DRAINAGE AUTHORITIES

1. (1) The following provisions of this Part of this Schedule...
2. (1) Before beginning to construct any specified work, the undertaker...
3. Without prejudice to the generality of paragraph 2, the requirements...
4. (1) Any specified work, and all protective works required by...
5. (1) The undertaker shall from the commencement of the construction...
6. If by reason of the construction of any specified work...
7. The undertaker shall indemnify the drainage authority concerned in respect...
8. (1) Without prejudice to the other provisions of this Part...
9. The fact that any work or thing has been constructed...
10. For the purposes of section 109 of the Water Resources...
11. Any dispute arising under this Part of this Schedule between...

PART 2 — FOR FURTHER PROTECTION OF ENVIRONMENT AGENCY

12. The following provisions of this Part of this Schedule shall...
13. Before beginning to construct any work or operation authorised by...
14. Any such work shall not be constructed except in accordance...
15. The undertaker shall not be obliged to serve any notice...
16. Paragraph 11 of this Schedule shall apply to any dispute...

PART 3 — FOR PROTECTION OF NETWORK RAIL INFRASTRUCTURE LIMITED

17. The following provisions of this Part of this Schedule shall...

18. In this Part of this Schedule— “construction” includes execution, placing,...
19. (1) Where under this Schedule Network Rail is required to...
20. (1) The undertaker shall not exercise the powers conferred by...
21. (1) The undertaker shall before commencing construction of any specified...
22. (1) Any specified work and any protective works to be...
23. The undertaker shall— (a) at all times afford reasonable facilities...
24. Network Rail shall at all times afford reasonable facilities to...
25. (1) If any alterations or additions, either permanent or temporary,...
26. The undertaker shall repay to Network Rail all reasonable fees,...
27. If at any time after the completion of a specified...
28. The undertaker shall not provide any illumination or illuminated sign...
29. Any additional expenses which Network Rail may reasonably incur in...
30. (1) The undertaker shall pay to Network Rail all reasonable...
31. Network Rail shall, on receipt of a request from the...
32. In the assessment of any sums payable to Network Rail...
33. The undertaker and Network Rail may, subject in the case...

Explanatory Note