
WELSH STATUTORY INSTRUMENTS

2009 No. 1267

**The Traffic Management Permit
Scheme (Wales) Regulations 2009**

PART 3

Permit Scheme Content

Criteria to be taken into account by Permit Authority

14.—(1) Where a notice has been issued under section 58(1) of the 1991 Act (restriction of works following substantial road works)⁽¹⁾ in respect of a specified street, and an application for a permit or a provisional advance authorisation is made in respect of works to be carried out during the prescribed period, the Permit Authority must, when considering such application, have regard to —

- (a) whether the applicant received a copy of the notice; and
- (b) whether, within the period specified in the notice for responses to that notice, the applicant notified the Permit Authority (or, if different, the street authority which issued the notice) of the works now proposed.

(2) In this regulation, “the prescribed period” means the period specified in regulation 11(2) of the Street Works (Registers, Notices, Directions and Designations) (Wales) (No.2) Regulations 2008⁽²⁾.

⁽¹⁾ Section 58(1) was amended by the Traffic Management Act 2004, section 51(1) and (2).

⁽²⁾ [S.I. 2008/540 \(W.52\)](#).