



Infrastructure (Wales) Act 2024

2024 asc 3

PART 1

SIGNIFICANT INFRASTRUCTURE PROJECTS

Transport

7 Highways

- (1) The following kinds of development are significant infrastructure projects—
 - (a) the construction of a highway in a case falling within subsection (2);
 - (b) the alteration or improvement of a highway in a case falling within subsection (3),unless they are excluded by any of subsections (4) to (6).
- (2) Construction of a highway is within this subsection only if—
 - (a) the highway will (when constructed) be in Wales,
 - (b) the Welsh Ministers will be the highway authority for the highway, and
 - (c) the highway (when constructed) will be a continuous length of more than 1 kilometre.
- (3) Alteration or improvement of a highway is within this subsection only if—
 - (a) the highway will (when constructed) be in Wales,
 - (b) the Welsh Ministers will be the highway authority for the highway, and
 - (c) the alteration or improvement is likely to have a significant effect on the environment.
- (4) This section does not apply to the construction, alteration or improvement of a highway if—
 - (a) an order mentioned in section 20(3) has been made in relation to the development before the coming into force of that section,
 - (b) a further order is needed in relation to the development, and
 - (c) not more than 7 years have elapsed since the making of the earlier order.

Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.

- (5) This section does not apply to the alteration of a highway if—
- (a) planning permission has been granted for a development,
 - (b) the alteration is necessary as a result of the development, and
 - (c) the developer has asked for the alteration to be made to the highway.
- (6) This section does not apply to the alteration of a highway if—
- (a) an order mentioned in section 20(3) has been made in relation to local highway works,
 - (b) the alteration is necessary as a result of the local highway works, and
 - (c) the local highway authority responsible for the local highway works has asked for the alteration to be made to the highway.
- (7) In this section—
- “local highway authority” (“*awdurdod priffyrdd lleol*”) has the meaning given by section 329(1) of the Highways Act 1980 (c. 66);
 - “local highway works” (“*gwaith priffordd leol*”) means works carried out by or on behalf of a local highway authority in relation to a highway for which it is the highway authority (and the local highway authority is referred to in this section as “responsible” for those works).