

## SCHEDULES

### SCHEDULE 33

#### PROTECTIVE PROVISIONS

##### PART 1

##### HIGHWAYS AND TRAFFIC

- 17 (1) Any dispute arising between the nominated undertaker and the highway authority under this Part is to be determined by arbitration if—
- (a) the parties agree, or
  - (b) the dispute relates to the amount of any sum payable under this Part, but must otherwise be determined by a person appointed by the Secretary of State.
- (2) Any person appointed by the Secretary of State under sub-paragraph (1) must, in determining any dispute arising under this Part, have regard to such matters as may be specified by the Secretary of State on making the appointment.