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SCOTTISH STATUTORY INSTRUMENTS

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**2023 No. 33**

**The Road Works (Reinstatement Quality Plans,  
Qualifications of Supervisors and Operatives and  
Miscellaneous Amendments) (Scotland) Regulations 2023**

**PART 4**

**Miscellaneous Road Works Amendments**

**Amendment of the Road Works (Scottish Road Works Register, Notices, Directions and Designations) (Scotland) Regulations 2008**

**19.**—(1) The Road Works (Scottish Road Works Register, Notices, Directions and Designations) (Scotland) Regulations 2008(1) are amended in accordance with this regulation.

(2) In regulation 2(1), after the definition of “urgent works”, insert—

““working hours” means the period between 8 a.m. and 4.30 p.m. on a working day.”.

(3) In regulation 3(2)(f) omit “S1.3 and S1.4 of”.

(4) After regulation 3(4) insert—

“(4A) For the purposes of section 112B(2A)(2) the date on which the works were completed must be entered in the SRWR within two working hours of such works being completed.”.

(5) After regulation 3(5) insert—

“(5A) For the purposes of section 112B(5A), the date on and time at which the works began must be entered in the SRWR within two working hours of such works beginning.”.

(6) After regulation 3(6) insert—

“(6A) For the purposes of section 112B(6) the date of the completion of the works must be entered in the SRWR within two working hours of such works being completed.”.

(7) After regulation 7 insert—

**“Notice confirming start of works**

**7A.** For the purposes of section 114A(2) an undertaker must give notice of the date and time at which works began within 2 working hours of beginning to execute those works.”.

(8) After regulation 9(1) insert—

“(1A) For the purposes of section 117(1)(3), the period prescribed is—

(a) three years following reconstruction or resurfacing of a carriageway,

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(1) S.S.I. 2008/88.

(2) Section 112B was inserted by section 19(1) of the 2005 Act and relevantly amended by section 117(2) of the 2019 Act.

(3) Section 117(1) was amended by paragraph 6(3) of schedule 1 of the 2019 Act.

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**Changes to legislation:** *There are currently no known outstanding effects for the The Road Works (Reinstatement Quality Plans, Qualifications of Supervisors and Operatives and Miscellaneous Amendments) (Scotland) Regulations 2023, Section 19. (See end of Document for details)*

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(b) one year following other substantial works for roads purposes in a carriageway, and

(c) one year following reconstruction or resurfacing of a footway or footpath, or other substantial works for roads purposes in a footway or footpath.”.

(9) In regulation 9(2), for “paragraph (1)” substitute “paragraphs (1) and (1A)”.

(10) In regulation 13, after “(duty of undertaker to reinstate)” insert “must be given within two working hours of the reinstatement being completed and”.

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**Commencement Information**

**II** [Reg. 19](#) in force at 1.4.2023, see [reg. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Road Works (Reinstatement Quality Plans, Qualifications of Supervisors and Operatives and Miscellaneous Amendments) (Scotland) Regulations 2023, Section 19.