



Road Traffic Regulation Act 1967

1967 CHAPTER 76

Special provisions with respect to certain orders

84C Procedure as respects certain orders and consents.

- (1) Without prejudice to any further requirements contained in any regulations made under the subsequent provisions of this section, and except where the order is made in pursuance of a direction given by the appropriate Minister under section 84A(1) of this Act, before the Greater London Council or any other local authority make an order under or by virtue of any of the following provisions of this Act, namely, sections 1, 5, 6, 9, 15, 26, 26A, 28, 31, 33, 35, 36, 37, 73(3) and 74, they shall consult with the chief officer of police of any police area in which any road or other place to which the order is to relate is situated; and if the order in question falls to be submitted to the appropriate Minister for his consent under section 84B of this Act, the authority shall so consult before so submitting the order.
- (2) The appropriate Minister may make regulations as respects orders of a local authority other than the Greater London Council under any of the provisions referred to in subsection (1) above other than section 26A for providing the procedure to be followed in connection with the making of such orders, the submission of such orders for the consent of the appropriate Minister, where such submission is required, and the consideration by that Minister of any such order submitted to him; and the appropriate Minister shall by regulations under this subsection make such, if any, provision as he considers appropriate with respect to—
 - (a) the publication of any proposal for the making of such an order;
 - (b) the making and consideration of objections to any such proposal; and
 - (c) the publication of notice of the making of the order and of its effect.
- (3) Without prejudice to the generality of subsection (2) above, regulations under that subsection may include provision—
 - (a) as to the form of any such order as is mentioned in that subsection;
 - (b) for the holding of inquiries for the purposes of any such order, and as to the appointment of the person by whom any such inquiry is to be held ;

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- (c) for the making of modifications in any such order, whether in consequence of any objections or otherwise, before the order is made ;
 - (d) requiring any such order to include such exemptions for such purposes and subject to such exceptions as may be provided for by the regulations;
 - (e) requiring the authority by whom any such order is made to place and maintain, or cause to be placed and maintained, such traffic signs in connection with that order as may be so provided for.
- (4) The Minister, after consultation with the Greater London Council, may make regulations—
- (a) as respects orders made by that Council under any of the provisions referred to in subsection (1) above other than section 26A, for any of the like purposes as those for which regulations are required or authorised to be made under subsection (2) above;
 - (b) with respect to any other order the making of which by that Council requires the consent of the Minister, for providing the procedure to be followed in connection with the obtaining of that consent.
- (5) The appropriate Minister may make regulations with respect to the procedure in connection with the making by him—
- (a) of any order made by virtue of subsection (2) or made under subsection (4) of section 84A of this Act;
 - (b) of any order which he is authorised to make with respect to trunk roads under any of the provisions referred to in subsection (1) above.
- (6) Any regulations under this section may make different provision for different orders or for different circumstances; and where any such regulations require an authority to post any notice in a highway the authority may, whether or not they are the highway authority, take such steps for that purpose as they think fit, including the use for that purpose of any lamppost, traffic sign or other structure whatsoever in the highway, whether or not belonging to that authority.
- (7) Before giving any authority a direction under section 84A(1) of this Act to make with or without modifications an order under any of the provisions referred to in subsection (1) above in connection with which steps have already been taken in pursuance of regulations under this section, the appropriate Minister—
- (a) shall consider any objections made to that order; and,
 - (b) if the order is directed to be made with modifications which appear to him to affect substantially the character of the order, shall take such steps as appear to him to be sufficient and reasonably practicable for informing any local authority concerned and any other person likely to be concerned.
- (8) In relation to an order under section 15 or 33 of this Act, references in this section to the appropriate Minister shall, notwithstanding anything in section 104(1) or section 108 of this Act, be construed as references to the Minister of Transport.