



# Transport Act 1968

## 1968 CHAPTER 73

### PART VIII

#### BRIDGES, LEVEL CROSSINGS, ETC.

##### *Level crossings*

#### 123 Power of highway and other authorities to contribute to cost of barriers, etc., at level crossings. **E+W**

- (1) Contributions to the expenses incurred by the Railways Board [<sup>F1</sup>or a network owner] in providing lifting or other barriers, lights, signs, or other devices or appliances for the protection or convenience of the public at or near any level crossing where a road is crossed by a railway of the Board [<sup>F1</sup>, or, as the case may be, by a railway comprised in a transferred network or a new network of that network owner,] may be made by—
- the highway authority, if any, for that road; [<sup>F2</sup>and
  - any local authority, not being the highway authority, in whose area the level crossing is situated.]
- (2) In this section “local authority” means, as respects England and Wales, the council of a county, . . . <sup>F3</sup> London borough or county [<sup>F4</sup>district]. . . <sup>F5</sup> and the Common Council of the City of London [<sup>F6</sup>and “network owner”, “new network” and “transferred network” shall be given the meanings in section 122(5) above,] and, as respects Scotland, a county council and a town council.

#### Extent Information

- E1** This version of this provision extends to England and Wales only; a separate version has been created for Scotland only

#### Textual Amendments

- F1** Words in s. 123(1) inserted (20.3.1996) by S.I. 1996/420, art. 2 Sch. para. 7(i)

*Changes to legislation: There are currently no known outstanding effects for the  
Transport Act 1968, Cross Heading: Level crossings. (See end of Document for details)*

- F2** Words repealed (S.) by Local Government (Scotland) Act 1973 (c. 65), **Sch. 29** and repealed (E.W.S.) by Transport Act 1985 (c. 67, SIF 126), s. 57(6), **Sch. 3 para. 21(3)(b)**
- F3** Words repealed by Local Government Act 1972 (c. 70, SIF 81:1), **Sch. 30**
- F4** Word substituted by virtue of Local Government Act 1972 (c. 70, SIF 81:1), **s. 179(3)**
- F5** Words repealed by Local Government Act 1985 (c. 51, SIF 81:1), s. 102, **Sch. 17**
- F6** Words in s. 123(2) inserted (20.3.1996) by S.I. 1996/420, **art. 2 Sch. para. 7(ii)**

## 123 Power of highway and other authorities to contribute to cost of barriers, etc., at level crossings. **S**

- (1) Contributions to the expenses incurred by the Railways Board [<sup>F9</sup>or a network owner] in providing lifting or other barriers, lights, signs, or other devices or appliances for the protection or convenience of the public at or near any level crossing where a road is crossed by a railway of the Board [<sup>F9</sup>, or, as the case may be, by a railway comprised in a transferred network or a new network of that network owner,] may be made by—
- (a) the [<sup>F10</sup>highway] authority, if any, for that road; [<sup>F11</sup>and
  - (b) any local authority, not being the highway authority, in whose area the level crossing is situated.]
- (2) In this section “local authority” means, as respects England and Wales, the council of a county, . . . <sup>F12</sup> London borough or county [<sup>F13</sup>district]. . . <sup>F14</sup> and the Common Council of the City of London [<sup>F15</sup>and “network owner”, “new network” and “transferred network” shall be given the meanings in section 122(5) above,] and, as respects Scotland, a [<sup>F16</sup>council constituted under section 2 of the Local Government etc. (Scotland) Act 1994].

### Textual Amendments

- F9** Words in s. 123(1) inserted (20.3.1996) by S.I. 1996/420, **art. 2 Sch. para. 7(i)**
- F10** Word “roads” substituted (S.) (1.1.1985) for word “highway” by Roads (Scotland) Act 1984 (c. 54, SIF 108), s. 157(2), **Sch. 9 para. 66(8)**
- F11** Words repealed (S.) by Local Government (Scotland) Act 1973 (c. 65), **Sch. 29** and repealed (E.W.S.) by Transport Act 1985 (c. 67, SIF 126), s. 57(6), **Sch. 3 para. 21(3)(b)**
- F12** Words repealed by Local Government Act 1972 (c. 70, SIF 81:1), **Sch. 30**
- F13** Word substituted by virtue of Local Government Act 1972 (c. 70, SIF 81:1), **s. 179(3)**
- F14** Words repealed by Local Government Act 1985 (c. 51, SIF 81:1), s. 102, **Sch. 17**
- F15** Words in s. 123(2) inserted (20.3.1996) by S.I. 1996/420, **art. 2 Sch. para. 7(ii)**
- F16** Words in s. 123(2) substituted (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 80(10)**; S.I. 1996/323, **art. 4(1)(b)(c)**

<sup>F7F8</sup> 124 .....

### Textual Amendments

- F7** S. 124 repealed (E.W.) (8.7.1996) by Transport and Works Act 1992 (c. 42), ss. 68(1), 70(1), **Sch. 4 Pt. I**; S.I. 1996/1609, arts. 2, 3, **Sch.**
- F8** S. 124 repealed (S.) (1.4.1997) by S.I. 1997/487, **reg. 2(1)(b)** (with reg. 2(2))

**Changes to legislation:**

There are currently no known outstanding effects for the Transport Act 1968, Cross Heading:  
Level crossings.