



Highways Act 1980

1980 CHAPTER 66

PART I **E+W**

HIGHWAY AUTHORITIES AND AGREEMENTS BETWEEN AUTHORITIES

Highway authorities

1 Highway authorities: general provision. **E+W**

- (1) The Minister is the highway authority for—
 - (a) any highway which is a trunk road;
 - ^[F1](aa) any special road provided by him;
 - (b) any highway as respects which an order made by him under any enactment expressly provides that he is to be the highway authority for it but does not direct that the highway is to be a trunk road;
 - (c) any highway (not falling within paragraph (a) above) transferred to him by an order under section 14 or 18 below;
 - (d) any other highway being a highway constructed by him, except where by virtue of section 2, 4(3) or 5(2) below or by virtue of some other enactment a local highway authority are the highway authority for it or where by means of an order made under section 14 or 18 below the highway is transferred to a local highway authority.
- (2) Outside Greater London the council of a county ^[F2]or metropolitan district] are the highway authority for all highways in the county ^[F2]or, as the case may be, the district], whether or not maintainable at the public expense, which are not highways for which under subsection (1) above the Minister is the highway authority.
- (3) ^[F3]The council] of a London borough or the Common Council are the highway authority for all highways in the borough or, as the case may be, in the City, whether or not maintainable at the public expense, which are not . . . ^{F4}highways for which under subsection (1) above the Minister is the highway authority.

Status: Point in time view as at 26/04/1992. This version of this provision has been superseded.

Changes to legislation: Highways Act 1980, Section 1 is up to date with all changes known to be in force on or before 14 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (4) Subsection (2) above is subject, as respects any highway outside Greater London for which the Minister is not the highway authority under subsection (1) above, to any provision of this Act, or of any order made under this or any other Act, by virtue of which a council other than the council of the county [^{F5}or, as the case may be, the metropolitan district] in which the highway is situated are the highway authority therefor.

Textual Amendments

- F1** S. 1(1)(aa) inserted (01.11.1991) by [New Roads and Street Works Act 1991 \(c. 22, SIF 59, 108\)](#), [s. 21\(2\)](#); [S.I. 1991/2288](#), [art. 3](#), Sch.
- F2** Words in s. 1(2) inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 8, [Sch. 4 para. 1\(a\)](#)
- F3** Words in s. 1(3) substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 8, [Sch. 4 Pt. I](#), para. 1(b)
- F4** Words in s. 1(3) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 102, [Sch. 17](#)
- F5** Words in s. 1(4) inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 8, [Sch. 4 para. 1\(c\)](#)

Status:

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