



Highways Act 1980

1980 CHAPTER 66

PART V

IMPROVEMENT OF HIGHWAYS

Widths

72 Widening of highways.

- (1) A highway authority may widen any highway for which they are the highway authority and may for that purpose agree with a person having power in that behalf for the dedication of adjoining land as part of a highway.
- (2) A council ^{F1} . . . have the like power to enter into a public path creation agreement under section 25 above, or to make a public path creation order under section 26 above, for the purpose of securing the widening of an existing footpath [^{F2}, bridleway or restricted byway] as they have for the purpose of securing the creation of a footpath [^{F2}, bridleway or restricted byway], and references in those sections to the dedication or creation of a footpath [^{F2}, bridleway or restricted byway] are to be construed accordingly.
- (3) The council of a parish or community have the like power to enter into an agreement under section 30 above for the purpose of securing the widening of an existing highway in the parish or community or an adjoining parish or community as they have for the purpose of securing the dedication of a highway, and references in that section to the dedication of a highway are to be construed accordingly.

Textual Amendments

- F1** Words in s. 72(2) repealed (1.4.1997) by [1995 c. 25, s. 120\(3\)](#), [Sch.24](#) (with [ss. 7\(6\)](#), [115](#), [117](#)); [S.I. 1996/2560, art. 2](#), [Sch.](#).
- F2** Words in s. 72(2) substituted (2.5.2006 for E. and 11.5.2006 for W.) by [The Restricted Byways \(Application and Consequential Amendment of Provisions\) Regulations 2006 \(S.I. 2006/1177\)](#), [regs.](#)

Status: Point in time view as at 23/02/2017.

Changes to legislation: Highways Act 1980, Section 72 is up to date with all changes known to be in force on or before 13 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)

1(2)(4), 2, **Sch. Pt. 1**; S.I. 2006/1172, **art. 2(a)-(d)** (with art. 3); S.I. 2006/1279, **art. 2(a)-(d)** (with art. 3)

Modifications etc. (not altering text)

- C1** S. 72 applied (2.5.2006 for E. and 11.5.2006 for W.) by **The Restricted Byways (Application and Consequential Amendment of Provisions) Regulations 2006** (S.I. 2006/1177), arts. 1(2)(4), 2, **Sch. Pt. I**; S.I. 2006/1172, art. 2; S.I. 2006/1279, art. 2
- C2** S. 72(2) extended by **Norfolk and Suffolk Broads Act 1988** (c. 4, SIF 81:1), ss. 2(5)(6), 23(2), 27(2), **Sch. 3 para. 47(1)**
- S. 72(2) extended (with modifications) (19.9.1995) by 1995 c. 25, ss. 70, 125(2), **Sch. 9 para. 11(a)** (with ss. 7(6), 115, 117, Sch. 8 para. 7).

Status:

Point in time view as at 23/02/2017.

Changes to legislation:

Highways Act 1980, Section 72 is up to date with all changes known to be in force on or before 13 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.