Roads (Scotland) Act 1984

1984 CHAPTER 54

PART IV

IMPROVEMENTS AND MAINTENANCE

[^{F1} Equipment for detection of traffic offences]

51   Planting of trees, shrubs and grass or other plants by person other than roads authority.

(1) The roads authority may in writing authorise an owner or occupier of land adjoining a public road, or any other person, to plant or maintain trees, shrubs, grass or other plants within, or partly within, the boundaries of that road subject to such conditions as the authority may specify in the authorisation.

(2) The conditions referred, to in subsection (1) above may include a requirement that the authorised person give any written undertaking which, in the opinion of the authority, is necessary—

(a)   to ensure the safety and convenience of road users; or

(b)   to protect the apparatus of statutory undertakers.

(3) The roads authority may at any time withdraw an authorisation under subsection (1) above by giving 28 days notice to the authorised person; and such notice may require that person within the 28 days—

(a)   to remove all or any of the trees, shrubs, grass or other plants to which the authorisation related; and

(b)   to reinstate the road.

Modifications etc. (not altering text)

   C1   S. 51 power to contract out functions to the Secretary of State (16.3.1996) by S.I. 1998/878, art. 2, **Sch. para. 5(k)**

Status:
Point in time view as at 01/07/1992.

Changes to legislation:
Roads (Scotland) Act 1984, Section 51 is up to date with all changes known to be in force on or before 27 July 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.