



# Roads (Scotland) Act 1984

## 1984 CHAPTER 54

### PART V

#### ROADS AND BUILDING CONTROL

##### *Miscellaneous*

#### **66 Maintenance of vaults and cellars etc.**

- (1) As regards any road, the following things shall be kept in good condition and repair by their owners or occupiers or by occupiers of the premises to which the things belong—
  - (a) every vault, arch, cellar and tunnel under the road ;
  - (b) every opening into any such vault, arch, cellar or tunnel from the surface of the road ;
  - (c) every door or cover (whether fixed or removable) to any such opening;
  - (d) every pavement light in the surface of the road ; and
  - (e) every wall or other structure supporting any such vault, arch, cellar, tunnel, door or cover.
- (2) Where an owner or occupier is in contravention of subsection (1) above the roads authority may by notice to him require him within 28 days of the date of service of the notice to replace, repair or put into good condition the thing in respect of which the contravention arises.
- (3) A person upon whom a notice has been served under subsection (2) above may, within the 28 days mentioned in that subsection, refer the matter by summary application to the sheriff; and the decision of the sheriff on the matter shall be final.
- (4) A local roads authority may, if they think fit, pay the whole or any part of any expenditure incurred by a person in complying with subsection (1) or (2) above.