



Roads (Scotland) Act 1984

1984 CHAPTER 54

PART VIII **S**

INTERFERENCE AND DAMAGE

General obstruction

87 Power to remove structures from roads. **S**

- (1) Without prejudice to sections 59 and 129(2) of this Act, where a structure has been erected, deposited or placed on a road otherwise than under or by virtue of an enactment the roads authority may, by notice, require that within such period as may be specified in the notice the person having control or possession of the structure—
 - (a) shall remove it; and
 - (b) if the authority consider reinstatement of the road to be requisite, shall carry out such reinstatement.
- (2) In subsection (1) above, “structure” includes any machine, pump, post or other object of such a nature as to be capable of causing obstruction; and a structure may be treated for the purposes of that subsection as having been erected notwithstanding that it is on wheels.

Modifications etc. (not altering text)

- C1** **S. 87:** power to contract out functions of Secretary of State (16.3.1996) by **S.I. 1996/878, art. 2, Sch. para. 5(x)**

Changes to legislation:

Roads (Scotland) Act 1984, Section 87 is up to date with all changes known to be in force on or before 01 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 152(3)(3ZA) substituted for s. 152(3) by [2019 asp 17 s. 124\(2\)](#)