



New Roads and Street Works Act 1991

1991 CHAPTER 22

PART III

STREET WORKS IN ENGLAND AND WALES

Introductory provisions

49 The street authority and other relevant authorities.

- (1) In this Part “the street authority” in relation to a street means, subject to the following provisions—
 - (a) if the street is a maintainable highway, the highway authority, and
 - (b) if the street is not a maintainable highway, the street managers.
- (2) In the case of a highway for which the Secretary of State is the highway authority but in relation to which a local highway authority acts as his agent under section 6 of the ^{M1}Highways Act 1980, the local highway authority shall be regarded as the street authority for the purposes of section 53 (the street works register) and sections 54 to 60 (advance notice and co-ordination of works).
- (3) Subsection (1)(b) has effect subject to section 87 as regards the application of this Part to prospectively maintainable highways.
- (4) In this Part the expression “street managers”, used in relation to a street which is not a maintainable highway, means the authority, body or person liable to the public to maintain or repair the street or, if there is none, any authority, body or person having the management or control of the street.
- (5) The Secretary of State may by regulations make provision for exempting street managers from provisions of this Part which would otherwise apply to them as the street authority in relation to a street.
- (6) References in this Part to the relevant authorities in relation to any works in a street are to the street authority and also—

Status: Point in time view as at 14/07/1992. This version of this provision has been superseded.

Changes to legislation: New Roads and Street Works Act 1991, Section 49 is up to date with all changes known to be in force on or before 02 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. (See end of Document for details)

- (a) where the works include the breaking up or opening of a public sewer in the street, the sewer authority;
- (b) where the street is carried or crossed by a bridge vested in a transport authority, or crosses or is crossed by any other property held or used for the purposes of a transport authority, that authority; and
- (c) where in any other case the street is carried or crossed by a bridge, the bridge authority.

Marginal Citations

M1 1980 c. 66.

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