



New Roads and Street Works Act 1991

1991 CHAPTER 22

PART I

NEW ROADS IN ENGLAND AND WALES

Toll orders

6 Toll orders.

- (1) An order authorising the charging of tolls (a “toll order”) may be made in relation to a special road proposed to be provided by a highway authority.

The order shall state whether it authorises the charging of tolls by a concessionaire or by the highway authority.

[^{F1}(1A) Subsection (1) is subject to section 33(4) of the Planning Act 2008 (exclusion of powers to make or confirm orders in relation to highways for which development consent required).]

- (2) A toll order relating to a special road to be provided by the Secretary of State shall be made by the Secretary of State; and a toll order relating to a special road to be provided by [^{F2}a strategic highways company or] a local highway authority shall be made by [^{F3}the company or] the authority and confirmed by the Secretary of State.
- (3) Schedule 2 has effect as to the making or confirmation of a toll order and as to its validity and date of operation.
- (4) The proceedings required to be taken in relation to a toll order shall (so far as practicable) be taken concurrently with the proceedings required to be taken under the ^{M1}Highways Act 1980 in relation to the special road scheme authorising the provision of the road to which the order relates.
- (5) The Secretary of State shall not make or confirm the scheme or the toll order unless he makes or confirms them both.

Status: Point in time view as at 12/10/2018.

Changes to legislation: New Roads and Street Works Act 1991, Section 6 is up to date with all changes known to be in force on or before 19 August 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)

- (6) The power conferred on the Secretary of State by this section to make or confirm a toll order is exercisable by statutory instrument.

Textual Amendments

- F1** S. 6(1A) inserted (1.3.2010) by [Planning Act 2008 \(c. 29\)](#), s. 241(8), [Sch. 2 para. 49](#) (with s. 226); S.I. 2010/101, art. 2 (with art. 6)
- F2** Words in s. 6(2) inserted (5.3.2015) by [Infrastructure Act 2015 \(c. 7\)](#), s. 57(1), [Sch. 1 para. 114\(a\)](#); S.I. 2015/481, reg. 2(a)
- F3** Words in s. 6(2) inserted (5.3.2015) by [Infrastructure Act 2015 \(c. 7\)](#), s. 57(1), [Sch. 1 para. 114\(b\)](#); S.I. 2015/481, reg. 2(a)
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Marginal Citations

- M1** 1980 c. 66.

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