



New Roads and Street Works Act 1991

1991 CHAPTER 22

PART III

STREET WORKS IN ENGLAND AND WALES

Notice and co-ordination of works

60 General duty of undertakers to co-operate.

- (1) An undertaker shall as regards the execution of street works use his best endeavours to co-operate with the street authority and with other undertakers—
 - (a) in the interests of safety,
 - (b) to minimise the inconvenience to persons using the street (having regard, in particular, to the needs of people with a disability), and
 - (c) to protect the structure of the street and the integrity of apparatus in it.
- (2) The Secretary of State shall issue or approve for the purposes of this section codes of practice giving practical guidance as to the matters mentioned in subsection (1); and—
 - (a) so far as an undertaker complies with such a code of practice he shall be taken to comply with his duty under that subsection, and
 - (b) a failure in any respect to comply with any such code is evidence of failure in that respect to comply with that duty.
- (3) An undertaker who fails to comply with his duty under subsection (1) commits an offence and is liable on summary conviction to a fine not exceeding [^{F1}level 5] on the standard scale.

Textual Amendments

- F1** Words in s. 60(3) substituted (4.10.2004 for E.) by [Traffic Management Act 2004 \(c. 18\)](#), ss. 40(1)(2), 99(1), [Sch. 1](#); S.I. 2004/2380, art. 2(d)(i) (with art. 3)

Status: Point in time view as at 22/07/2005. This version of this provision has been superseded.

Changes to legislation: New Roads and Street Works Act 1991, Section 60 is up to date with all changes known to be in force on or before 23 June 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)

Modifications etc. (not altering text)

- C1** Pt. 3 modified (2.4.2004) by [The Docklands Light Railway \(Woolwich Arsenal Extension\) Order 2004 \(S.I. 2004/757\)](#), arts. 1, **3(1)**
- C2** Pt. 3 modified (11.2.2005) by [The Merseytram \(Liverpool City Centre to Kirkby\) Order 2005 \(S.I. 2005/120\)](#), arts. 1, **4(1)(2)** (with arts. 65, 66)
- C3** Pt. 3 modified (22.3.2005) by [The Midland Metro \(Wednesbury to Brierley Hill and Miscellaneous Amendments\) Order 2005 \(S.I. 2005/927\)](#), **art. 3(1)(2)** (with art. 51)
- C4** Pt. 3 modified (22.7.2005) by [The Midland Metro \(Birmingham City Centre Extension, etc.\) Order 2005 \(S.I. 2005/1794\)](#), arts. 1, **3(1)(2)** (with art. 47)
- C5** S. 60 applied (4.4.1996) by S.I. 1996/937, **art. 8(4)(5)**
 S. 60 applied (21.5.1997) by S.I. 1997/1266, **art. 5(2)(3)**
 S. 60 applied (with modifications) (11.11.1996) by S.I. 1996/2714, **art. 4(2)(3)**
 S. 60 applied (13.1.1999) by S.I. 1998/3269, **art. 4(2)(3)**
 S. 60 applied (27.8.1998) by S.I. 1998/1936, **art. 4(3)**
 S. 60 applied (10.2.1997) by S.I. 1997/264, **art. 8(6)(7)**
 S. 60 applied (with modifications) (30.4.1999) by S.I. 1999/1306, **art. 8(4)(5)**
 S. 60 applied (with modifications) (21.7.1999) by S.I. 1999/2129, **art. 8(5)(6)**
 S. 60 applied (with modifications) (20.8.1999) by S.I. 1999/2336, **art. 9(5)(6)(8)**
 S. 60 applied (with modifications) (23.8.1999) by S.I. 1999/2981, **art. 7(5)(6)**
 S. 60 applied (with modifications) (29.3.2001) by S.I. 2001/1348, **art. 21(3)-(5)**
 S. 60 applied (with modifications) (29.3.2001) by S.I. 2001/1347, **art. 3(3)**
 S. 60 applied (with modifications) (18.7.2001) by S.I. 2001/2870, **art. 10(6)**
 S. 60 applied (with modifications) (24.7.2001) by S.I. 2001/3627, **art. 4(3)(4)**
 S. 60 applied (with modifications) (9.11.2001) by S.I. 2001/3682, **art. 8(6)**
- C6** S. 60 applied (with modifications) (14.3.2002) by [The Chester Guided Busway Order 2002 \(S.I. 2002/412\)](#), **art. 9(4)(5)** (with art. 38);
 S. 60 applied (with modifications) (30.4.2002) by [The Docklands Light Railway \(Silvertown and London City Airport Extension\) Order 2002 \(S.I. 2002/1066\)](#), **art. 3(3)(4)**;
 S. 60 applied (with modifications) (31.5.2002) by [The Greater Manchester \(Light Rapid Transit System\) \(Trafford Depot\) Order 2002 \(S.I. 2002/1327\)](#), **art. 3(3)**
- C7** S. 60 applied (with modifications) (28.4.2003) by [The Network Rail \(West Coast Main Line\) Order 2003 \(S.I. 2003/1075\)](#), arts. 1, **13(6)(7)(8)** (with art. 40)
- C8** S. 60 applied (with modifications) (2.4.2004) by [The Docklands Light Railway \(Woolwich Arsenal Extension\) Order 2004 \(S.I. 2004/757\)](#), arts. 1, **3(3)(4)**
- C9** S. 60 applied (with modifications) (19.11.2004) by [The Scarweather Sands Offshore Wind Farm Order 2004 \(S.I. 2004/3054\)](#), arts. 1, **6(4)(5)** (with art. 38)
- C10** S. 60 applied (with modifications) (11.2.2005) by [The Merseytram \(Liverpool City Centre to Kirkby\) Order 2005 \(S.I. 2005/120\)](#), arts. 1, **4(4)(5)** (with arts. 65, 66)
- C11** S. 60 applied (with modifications) (22.3.2005) by [The Midland Metro \(Wednesbury to Brierley Hill and Miscellaneous Amendments\) Order 2005 \(S.I. 2005/927\)](#), **art. 3(3)(4)** (with art. 51)
- C12** S. 60 applied (with modifications) (4.5.2005) by [The Telford Railfreight Terminal \(Donnington\) Order 2005 \(S.I. 2005/1163\)](#), arts. 1, **12(7)**
- C13** S. 60 applied (with modifications) (22.7.2005) by [The Midland Metro \(Birmingham City Centre Extension, etc.\) Order 2005 \(S.I. 2005/1794\)](#), arts. 1, **3(3)(4)** (with art. 47)
- C14** S. 60(1): functions of a local authority made exercisable by, or by employees of, such person as may be authorised in that behalf by the local highway authority whose function it is (23.7.1999) by S.I. 1999/2106, art. 2, **Sch. 2 para. 1(g)**

Commencement Information

- II** S. 60 wholly in force: s. 60(1)(3) in force at 1.1.1993 see s. 170 and S.I. 1992/2984, art. 2(2), **Sch. 2**; s. 60(2) in force at 14.7.1992 by S.I. 1992/1686, art. 3, **Sch.**

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