



New Roads and Street Works Act 1991

1991 CHAPTER 22

PART III

STREET WORKS IN ENGLAND AND WALES

General requirements as to execution of street works

67 Qualifications of supervisors and operatives.

- (1) It is the duty of an undertaker executing street works involving—
 - (a) breaking up the street, or any sewer, drain or tunnel under it, or
 - (b) tunnelling or boring under the street,to secure that, except in such cases as may be prescribed, the execution of the works is supervised by a person having a prescribed qualification as a supervisor.
- (2) It is the duty of an undertaker executing street works involving—
 - (a) breaking up or opening the street, or any sewer, drain or tunnel under it, or
 - (b) tunnelling or boring under the street,to secure that, except in such cases as may be prescribed, there is on site at all times when any such works are in progress at least one person having a prescribed qualification as a trained operative.
- (3) An undertaker who fails to comply with his duty under subsection (1) or (2) commits an offence and is liable on summary conviction to a fine not exceeding [^{F1}level 5] on the standard scale.
- (4) Regulations made by the Secretary of State for the purposes of this section may include provision with respect to—
 - (a) the approval of bodies conferring qualifications (and the withdrawal of such approval), and
 - (b) the circumstances in which a qualification may be conferred.

Status: Point in time view as at 15/06/2013. This version of this provision has been superseded.

Changes to legislation: New Roads and Street Works Act 1991, Section 67 is up to date with all changes known to be in force on or before 18 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)

Textual Amendments

- F1** Words in s. 67(3) substituted (4.10.2004 for E., 26.11.2007 for W.) 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); S.I. 2007/3174, art. 2, Sch. (with art. 4)

Modifications etc. (not altering text)

- C1** 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)
- C2** 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)
- C3** 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)
- C4** Pt. 3 applied (3.8.2005) by [The Greater Manchester \(Leigh Busway\) Order 2005](#) (S.I. 2005/1918), arts. 1, **3(1)**
- C5** Pt. 3 modified (26.8.2005) by [The River Tyne \(Tunnels\) Order 2005](#) (S.I. 2005/2222), arts. 1, **8(7)** (with arts. 45(1), 48, Sch. 10 paras. 21, 29)
- C6** Pt. 3 restricted (8.10.2005) by [The Leicestershire County Council \(Ashby de la Zouch Canal Extension\) Order 2005](#) (S.I. 2005/2786), arts. 1, **10(3)**
- C7** Pt. 3 modified (8.10.2005) by [The Leicestershire County Council \(Ashby de la Zouch Canal Extension\) Order 2005](#) (S.I. 2005/2786), arts. 1, **9(1)**
- C8** Pt. 3 modified (25.11.2005) by [The Docklands Light Railway \(Capacity Enhancement\) Order 2005](#) (S.I. 2005/3105), arts. 1, **3(1)** (with arts. 3(5), 15(3))
- C9** Pt. 3 applied (11.1.2006) by [The Cambridgeshire Guided Busway Order 2005](#) (S.I. 2005/3523), arts. 1, **3(1)** (with art. 52)
- C10** Pt. 3 modified (1.2.2011) by [The River Mersey \(Mersey Gateway Bridge\) Order 2011](#) (S.I. 2011/41), arts. 1, **3(1)** (with art. 51, Sch. 10 paras. 68, 85)
- C11** Pt. 3 applied (with modifications) (9.4.2013) by [The Hinkley Point C \(Nuclear Generating Station\) Order 2013](#) (S.I. 2013/648), arts. 1, **9** (with arts. 48, 68, 79)
- C12** Ss. 54-106 applied (28.2.2013) by [The Rookery South \(Resource Recovery Facility\) Order 2011](#) 2013 (S.I. 2013/680), **art. 10(3)**
- C13** Ss. 54-106 applied (9.4.2013) by [The Lancashire County Council \(Torrisholme to the M6 Link \(A683 Completion of Heysham to M6 Link Road\)\) Order 2013](#) (S.I. 2013/675), arts. 1, **9(2)**
- C14** Ss. 54-106 applied (15.6.2013) by [The Galloper Wind Farm Order 2013](#) (S.I. 2013/1203), arts. 1, **13(3)** (with arts. 11, 12)

Status:

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