

*Status: Point in time view as at 29/09/2006.*

*Changes to legislation: There are currently no known outstanding effects for the Traffic Management Act 2004, SCHEDULE 1. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1

Section 40

#### INCREASE IN MAXIMUM FINES FOR CERTAIN SUMMARY OFFENCES UNDER THE 1991 ACT

##### Commencement Information

**II** Sch. 1 in force at 4.10.2004 for E. by S.I. 2004/2380, art. 2(d)(i) (with art. 3)

<i>Provision specifying fine</i>	<i>Brief description of offence or offences to which the fine relates</i>	<i>New maximum fine</i>
Section 51(2)	Offences under s. 51(1) (prohibition of authorised street works)	level 5
Section 54(5)	Failure to comply with duties under s.54 (advance notice of certain works, etc.)	level 4
Section 55(5)	Beginning to execute works in contravention of s. 55 (notice of starting date of works)	level 4
Section 56(3)	Execution of works in contravention of direction under s. 56 (directions as to timing of street works)	level 5
Section 57(4)	Failure to give notice in accordance with s. 57 (notice of emergency works)	level 4
Section 58(6)(a)	Carrying out works in contravention of a restriction imposed under s. 58 (restriction on works following substantial road works)	level 5
Section 60(3)	Failure to comply with duty under s. 60(1) (general duty of undertakers to co-operate)	level 5
Section 65(4)	Failure to comply with s. 65(1) or (2) (safety measures)	level 5

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Section 65(6)	Interference with safety measures taken by undertaker	level 5
Section 66(2)	Failure to comply with s. 66(1) (duty to carry on and complete certain street works with all reasonably practicable dispatch)	level 5
Section 67(3)	Failure to comply with s.67(1), (2) or (2C) (duties relating to the use of qualified supervisors and operatives)	level 5
Section 68(2)	Failure by undertaker to afford street authority with reasonable facilities for ascertaining whether he is complying with his duties under Part 3	level 4
Section 69(2)	Failure to comply with s. 69(1) (requirements relating to street works likely to affect another person's apparatus in the street)	level 4
Section 71(5)	Failure to comply with duties under s. 71 (prescribed requirements as to materials and workmanship and performance standards for reinstatements)	level 5
Section 79(4)	Failure to comply with duties under s. 79(1) to (3) (records of location of apparatus)	level 5
Section 80(4)	Failure to comply with s. 80(1) (duty to inform other undertaker of location of certain apparatus) or requirements imposed under s.80(2) (duties applicable where ownership of certain apparatus cannot be ascertained)	level 4
Section 83(3)	Failure by authority to comply with s. 83(2) (requirements relating to certain road works likely to affect apparatus in the street)	level 4
Section 92(2)	Failure to comply with a special requirement as to the displaying of lights imposed	level 5

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	by a transport authority under s. 92(1)	
Schedule 3, paragraph 5(3)	Failure to comply with obligation under paragraph 5 (obligations to give notice to street authority)	level 4
Schedule 4, paragraph 6	Execution of works in street with special engineering difficulties in contravention of paragraph 2 (requirement for agreed plan and section before executing works) or paragraph 3 (requirement to furnish plan and section after emergency works)	level 5
Schedule 4, paragraph 12(5)	Failure to execute works in such a street in accordance with a direction under paragraph 12	level 5
Schedule 4, paragraph 13(2)	Failure to comply with paragraph 13(1) (requirement to execute works in such a street in accordance with plan or agreed modification)	level 5

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