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## STATUTORY INSTRUMENTS

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# 1995 No. 1986

## The Contracting Out (Highway Functions) Order 1995

### Citation, commencement and interpretation **E+W+S**

1.—(1) This Order may be cited as the Contracting Out (Highway Functions) Order 1995 and shall come into force on the day after the day on which it is made.

(2) In this Order, unless the context otherwise requires:

“the 1980 Act” means the Highways Act 1980(1);

“the 1991 Act” means the New Roads and Street Works Act 1991(2);

“highway” has the same meaning as it has in section 328 of the 1980 Act;

“highway authority” has the same meaning as it has in section 1 of the 1980 Act;

“highway connected land” means land which does not form part of a highway but which has been acquired by the Secretary of State for Transport in connection with a highway under section 239(1) or (4) or section 246 of the 1980 Act or otherwise; and

“Secretary of State” means the Secretary of State for Transport.

(3) In Schedule 1 to this Order, any expression used in the 1980 Act has the same meaning as it has in that Act unless the context otherwise requires.

(4) In Schedule 2 to this Order, any expression used in the 1991 Act has the same meaning as it has in that Act unless the context otherwise requires.

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#### Commencement Information

**I1** Art. 1 in force at 25.7.1995, see [art. 1\(1\)](#)

### Contracting out of functions of the Secretary of State for Transport **E+W+S**

2. Any function of the Secretary of State for Transport which is listed in Schedule 1, 2 or 3 to this Order may be exercised by, or by employees of, such person (if any) as may be authorised in that behalf by the Secretary of State for Transport.

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#### Commencement Information

**I2** Art. 2 in force at 25.7.1995, see [art. 1\(1\)](#)

### Consequential provision **E+W+S**

3. Section 6(8) of the 1980 Act shall be amended by substituting for the words “with the provisions of this section” the words

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(1) 1980 c. 66.

(2) 1991 c. 22.

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**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Contracting Out (Highway Functions) Order 1995. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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“with

- (a) the provisions of this section; or
- (b) the provisions of any order made under section 69 of the Deregulation and Contracting Out Act 1994”.

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**Commencement Information**

**I3** Art. 3 in force at 25.7.1995, see [art. 1\(1\)](#)

Signed by authority of the Secretary of State for Transport

24th July 1995

*John Watts*  
Minister of State,  
Department of Transport

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Contracting Out (Highway Functions) Order 1995. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

- Order revoked in part by [S.I. 2009/721 art. 4\(1\)\(2\)](#)